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Town of
BILLERICA
ANNUAL REPORT

1995

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TOWN OF BILLERICA
ANNUAL REPORT
1995

GOVERNMENT

Accuforms, Inc.
100 Washington Street
Braintree, MA 02184

MEMORIAMS
1995

DONALD C. BASSETT
Deceased: September 5, 1995
Health Director: 1971-1983

JOSEPH M. BURKE, JR.
Deceased: October 17, 1995
Billerica Police Dept.: 1950-1984
Traffic Committee: 1959-1960
Police Study Committee: 1969-1970
Board of Registrars: 1984-1995

GLADYS CERRATO
Deceased: September 10, 1995
Teacher, Billerica Public Schools: 1966-1995

EMMA COLUMBUS
Deceased: December 1, 1995
Election Officer: 1990-1995

ELEANOR R. DAVIDSON
Deceased: March 30, 1995
Department of Public Works

NANCY DONAGHEY
Deceased: October 15, 1995
Teacher, Billerica Public Schools: 1973-1995

Maurice B. Ellis
Deceased: October 26, 1995
Municipal Center Building Committee: 1960-1962

REGINALD HORMAN
Deceased: April 2, 1995
Billerica Police Department: 1930-1947
Billerica Fire Department: 1947-1968

ELIZABETH L. JOHNSON
Deceased: June 25, 1995
Billerica School Music Department: 1953-1985
Town Meeting Member: 1965-1971

JOSEPH H. JOHNSON
Deceased: April 1, 1995
Board of Appeals: 1963-1969
Assoc. Member of Board of Appeals: 1979-1992
Housing Authority: 1963-1981
Town Meeting Member

CHARLES L. "CHUCK" LAMPSON
Deceased: October 2, 1995
Teacher, Billerica School System: 1946-1979
Coach, Billerica School System: 39 years

JOHN D. MASON
Deceased: June 12, 1995
Billerica Fire Department: 1947-1982

AMEILA C. MCLAUGHLIN
Deceased: October 14, 1995
Cafeteria Worker

JOSEPH R. MONTANARI
Deceased: January 8, 1995
Town Meeting Member: 1977-1993
Council for Aging Senior Aide

SHEILA MURPHY
Deceased: October 3, 1995
Teacher, Billerica School System: 1946-1983

MARY E. SCHARN
Deceased: June 28, 1995
Election Officer: 1976-1988

FRANCIS LESTER SHAUGHNESSEY
Deceased: January 4, 1995
Supervisor of Transportation: 1951-1981

ELON N. TRAVIS
Deceased: May 19, 1995
Billerica Police Department: 1955-1986

RUTH WESTCOTT
Deceased: December 3, 1995
Teacher, Billerica School System: 1929-1987

TABLE OF CONTENTS

GOVERNMENT

Committee on Rules 5
Elected Town Officials 5
Appointed Officials 6
Boards, Commissions and Committees 8
Town Meeting Members 13
Town Meeting Reports 17
Fiscal Year '94 Budget 23

MUNICIPAL

Board of Selectmen and Town Administrator 118
Town Accountant 119
Board of Appeal 133
Board of Assessors 134
Building Department 134
Cable Advisory Committee 135
Capital Advisory Committee 136
Cemetery Department 137
Central Mass. Mosquito Control Project 138
Town Clerk's Report 139
Council on Aging 139
Conservation Commission 140
Cultural Council 141
Fire Department 142
Board of Health 143
Historic Districts Commission 145
Historical Commission 146
Housing Authority 147
Industrial Development Finance Authority 147
Billerica Public Library 148
Lowell Regional Transit Authority 149
Mapping Commission 150
Museum Committee 150
Northern Middlesex Council of Governments 151
Planning Board 152
Police Department 153
Department of Public Works 159
- Engineering Division 159
- Highway Division 159
- Wastewater Division 160
- Tree and Park Division 161
- Water Division 161

Recreation Commission 162
Recycling Committee 164
Board of Registrars 164
Rules Committee 165
Sewer Extension Commission 171
Street Acceptance & Discontinuance Committee 171
Treasurer/Collector 172
Veterans' Service 175
Town Meeting Warrant Action Committee 175
Water/Sewer District Study Committee 176
Weights & Measures Department 176

SCHOOLS

Public Schools 165
Shawsheen Valley Regional Vocational Technical High School 168

GENERAL INFORMATION

NEW TOWN HALL:
365 Boston Rd., Billerica, MA 01821

TOWN HALL HOURS: 8:30 A.M., 4:00 P.M.

AREA: 25.96 Square miles

ALTITUDE: 375 feet above sea level

INCORPORATED: May 1655

POPULATION: 37,029 (FEDERAL CENSUS)

COUNTY: Middlesex

DISTRICTS: Fifth-Congressional, Sixth Councillor, Fourth Middlesex Senatorial, 24th Middlesex Representative

U.S. Sen. Edward M. Kennedy (D)
Room 2400, J.F.K. Federal Building
Boston, MA. 02203

U.S. Sen. John Kerry (D)
Transportation Building
Room 3220, 10 Park Plaza
Boston, MA 02116

U.S. Rep. Martin T. Meehan (D)
320 Ciark Road
Lowell, MA

Robert A. Havern
Room 513 - State House
Boston, MA 02133
State Representative

William G. Greene Jr.
Room 166 State House
Boston, MA 02133

COUNCILLOR: Dorothy A. Kelly Gay (D), 1 Avon St., Somerville, MA (Sixth Councillor)

QUALIFICATIONS FOR REGISTRATION AS A VOTER: ALL ELECTIONS:
Every citizen eighteen years of age and upwards, who has resided within the Town one day may claim the right to register to vote.

ALL ELECTIONS: Eighteen (18) years of age.

ABSENTEE VOTING: AT ALL ELECTIONS including Primaries

REGISTRATION; Monday through Friday 8:30 A.M. to 4:00 P.M. at the office of the Board of Registrars. Special sessions of Registrars held preceding elections.

ANNUAL ELECTION; First Saturday in April.

ANNUAL APPROPRIATION MEETING
(Spring) First Tuesday in May
(Fall) First Tuesday in October

PLANNING BOARD: Meet the 2nd and 4th Mondays of each month at 7:30 P.M.

SCHOOL COMMITTEE: Meet the 2nd and 4th Monday of each month at 8:00 P.M.

BOARD OF HEALTH: Meet the 1st and 3rd Wednesday of the month at 7:30 P.M.

BOARD OF APPEAL: Meet the 3rd Wednesday of each month at 7:00 P.M.

BOARD OF SELECTMEN Meet the 1st and 3rd Monday of the month at 7:30 P.M.

BOARD OF HEALTH: Householders shall report to the Board of Health all cases of communicable disease unless a physician is in attendance. Subsurface sanitary disposal systems installation and repair must be inspected by the Health Department.

DOG LICENSES: All dog licenses expire December 31st. A dog should be licensed when three (3) months old. FEES: Male/Female $11.00, Neutered Male/Spayed Female $7.00. Spaying or Neutering Certificates must be shown for first license and a valid rabies certificate must be shown every year before license can be issued, unless you have left the rabies certificate on file in the Town Clerk's Office.

PENALTY FEE: Any dog three (3) months of age or older not licensed by MARCH 10th, will have a $10.00 late fine added to the license fee per Town By-Laws, Article VI, Section 21, Sub-section 11.

TAX RATE: For Fiscal Year 1995
$15.13 per $1,000.00 residential
$34.96 per $1,000.00 commercial
$39.96 per $1,000.00 industrial

COMMITTEE ON RULES

PRECINCT	NAME & ADDRESS	T.M.M'S TERM TO EXPIRE	COMMITTEE'S TERM EXPIRES
1	David A. Gagliardi 2 Whiting Street	1998	1997
2	James P. Haines 2 Letchworth Avenue	1997	1998
3	Lawrence R. Norman 18 Shelburne Avenue	1996	1996
4	Robert D. Killeen 7 Locke Road	1997	1997
5	John D. McKenna 17 Mohawk Drive	1998	1998
6	Dorothy M. Callihan 14 Rexhame Street	1997	1996
7	Donald J. Flynn 403 Middlesex Turnpike	1996	1997
8	Ruthanne Allen Bossi 12 Bayberry Lane	1997	1998
9	Rino Moriconi 48 Elizabeth Road	1996	1996
10	Joan F. McNamara 17 Patton Road	1996	1997

ELECTED TOWN OFFICIALS— 1995

		TERM EXPIRES
SELECTMEN:	Edward J. Hurd, Chairman	April, 1996
	Arthur L. Doyle, Vice Chairman	April, 1998
	Ellen Day Rawlings, Secretary	April, 1998
	James F. O'Donnell, Jr.	April, 1997
	Brion M. Cangiamila	April, 1996
MODERATOR:	Maureen M. Sullivan	April, 1997
TOWN CLERK:	Shirley E. Schult	April, 1996
BILLERICA HOUSING AUTHORITY:	Elizabeth F. McCarthy, Chairman	April, 1997
	Walter F. Coakley, Vice Chairman	April, 2000
	John Daly, Jr.	April, 1996
	William Flaherty	April, 1999
	Dorothy L. Pearson (Gov. Appt.)	Aug. 26, 1996
	Carol A. Ford, Executive Director	

PLANNING BOARD:	John L. Noonan, Chairman	April, 1996
	Robert C. Norman, Vice Chairman	April, 1997
	Marie P. Blanchette	April, 1998
	Donna L. Doucette, Secretary	April, 1998
	Lawrence P. Bavis, Jr.	April, 1998
	Dianne Bonnell	April, 1997
	Ruthanne Allen Bossi	April, 1996
	Peter Kennedy, Town Planner	
SCHOOL COMMITTEE:	Thomas F. Galligani, Chairman	April, 1996
	Maureen E. Collins-Rea, Vice Chairman	April, 1998
	Lawrence J. Grey	April, 1998
	Robert W. Keough	April, 1997
	Cosmo D. Cavicchio	April, 1996
	Dr. Robert J. Calabrese, Superintendent	
	Jerry Houghton, Superintendent of Business Affairs	
REGIONAL VOCATIONAL SCHOOL DISTRICT MEMBERS:	Kenneth L. Buffum	April, 1997
	Bernard F. Hoar	April, 1996

APPOINTED TOWN OFFICIALS — 1995

TOWN ADMINISTRATOR:	Robert A. Mercier	
ASST. TOWN ADMIN.:	Evelyn M. Haines	
TOWN ACCOUNTANT:	Cheryl A. Robertson, appt. 2/20/95	
TOWN COUNSEL:	Leonard Kopelman, Esq.	June 30, 1996
ASST. TOWN CLERK:	Margaret Ryan, appt. 7/10/95	April 13, 1996
TREASURER/ **TAX COLLECTOR:**	David A. Genereux, re-appt. 7/95	June 30, 1998
ASST. TREASURER:	Kelly Meehan, appt. 3/9/95	June 30, 1998
ASST. TAX COLLECTOR:	Shirley Bedrick	June 30, 1998
DEPUTY TAX COLLECTORS:	Paul E. Kelly	Dec. 31, 1995
	Richard W. Riley	Dec. 31, 1995
ASSESSOR:	Richard J. Scanlon	June 30, 1996
ASSOC. ASSESSORS:	Carol A. Gibson	June 30, 1996
	Bruce E. Richardson	June 30, 1998
DIRECTOR OF BOARD OF HEALTH:	John W. Morris	
HEALTH INSPECTORS:	William McDowell	
	Richard Berube	

BOARD OF HEALTH:	Arnold M.*4entresca, Chairman	June 30, 1998
	Bernard F. Hoar, Vice Chairman	June 30, 1997
	Wallace E. Mallett	June 30, 1996
	Marie O'Rourke, Secretary	June 30, 1998
	Leonard Bram, M.D.	June 30, 1997
VETERAN'S AGENT:	Kenneth L. Buffum	
CEMETERY COMMISSION:	Robert G. Reader, Chairman	June 30, 1997
	David McLaughlin, Vice Chairman	June 30, 1998
	Ralph T. McDonald, Secretary	June 30, 1996
CONSTABLES:	Susan M. Freeman	June 30, 1997
	David R. Laskey	June 30, 1997
FENCE VIEWER:	Carol D. Wood	June 30, 1995
	Malcolm P. McDowell	June 30, 1996
DOG OFFICER & **ANIMAL INSPECTOR:**	Harry E. Peary, Sr.	
STATE MIDDLESEX CANAL COMMISSION:	Marion E. Potter	
DEPUTY DIRECTOR OF CIVIL DEFENSE:	Albert Donahue, Sr. Thomas Revane	
SUPT. OF SEWER:	Arthur Malcuit	
LOWELL REGIONAL TRANSPORTATION AUTH.:	Arthur L. Doyle, Alternate	June 30, 1996
	Edward J. Hurd	June 30, 1996
STATE FUNDED BIKEWAYS PROGRAM:	Board of Selectmen	
NMCOG REPRESENTATIVE:	Arthur L. Doyle, Selectmen	June 30, 1996
	Lawrence P. Bavis, Planning Board	June 30, 1996
	Ann M. Mulcahy, Alternate	June 30, 1997
SEALER OF WEIGHTS AND MEASURES:	Alfred D. Laing	
BOARD OF REGISTRARS:	Donald H. Lovegrove, Chairman	March 31, 1998
	Joseph M. Burke, Jr.	March 31, 1996
	John G. Conway	March 31, 1997
POLICE CHIEF:	Paul W. Matthews	
SAFETY OFFICER:	Michael Tammaro	
FIRE CHIEF:	Anthony E. Capaldo, Jr.	
DEPUTY FIRE CHIEF:	Glenn R. Sennett	
INSPECTOR OF BUILDINGS:	Ruthanne A. Bossi	

PLUMBING INSPECTOR:	William T. Callahan
ELECTRICAL INSPECTOR:	Anthony Iovanna
LOCAL INSPECTORS:	David Lenzie Christopher A. Clemente
DIR. OF PUBLIC WORKS:	Richard A. Bento
TOWN ENGINEER:	John Sanchez
SUPT. OF HIGHWAYS:	David McLaughlin
FAIR HOUSING DIRECTOR:	Evelyn M. Haines
PROCUREMENT OFFICER:	Robert Mercier
CIVIL DEFENSE DIRECTOR:	Gregory R. Sousa William J. Laurendeau, appt. 8/15/95
RECYCLING COMMITTEE:	Diane Bone Arthur L. Doyle Maureen Sullivan Robert Tabial
LOCAL WATER RESOURCES **MANAGEMENT OFFICIAL:**	Peter Kennedy, Town Planner
KEEPER OF THE LOCKUP:	Paul W. Matthews
COMM. TEAMWORK REP.:	Thomas H. Conway, Jr.
TRI-TOWN COMMITTEE:	Dianne Bonnell, Planning Board Appt. James E. O'Donnell, Jr., Selectmen Edward J. Hurd, Selectmen
SUPT. OF WATER:	John McGovern
PUBLIC INFORMATION **OFFICER:**	Paul R. Kendall

BOARDS, COMMISSIONS AND COMMITTEES

ARTS COUNCIL

No. of Term		Term Expires
2	Karen Farmer, Chairman	June 30, 1996
2	Elizabeth Caporale	June 30, 1997
1	Martha A. Emery	June 30, 1997
2	Anne-Marie Norman	June 30, 1997
1	Colleen L. Sgroi	June 30, 1997
3	Dorothea L. MacNeill	June 30, 1997
1	Deborah A. Lashley	June 30, 1996
1	Helen Potter	June 30, 1996
1	Linda M. Dickinson	June 30, 1996

BOARD OF APPEAL

Doris M. Pearson, Chairman	June 30, 1996
John F. Gray, Jr., Vice Chairman	June 30, 1998
Ellen Sargent, Secretary	June 30, 1996
Francis M. Fraine	June 30, 1997
Joseph P. Shaw	June 30, 1997

Associate Members

Jay H. Thomas, III	June 30, 1996
Patricia C. Flemming	June 30, 1997

CONSERVATION COMMISSION

Joanne M. Giovino	June 30, 1997
Norman J. Beloin, Jr.	June 30, 1996
Crystal A. Card	June 30, 1997
Robert M. Donati	June 30, 1997
Judith Amelotte	June 30, 1998
Diane J. DePaso, Chairman	June 30, 1998
Christine Chisholm	June 30, 1998

Environmental Investigator

Martin W. Houlne

CONSTABLES

Kenneth E. Arsenault	June 30, 1997
Yvonne M. Rawson Bozek	June 30, 1997
Anthony J. Bossi, III	June 30, 1997
Bernard A. Brouillette	June 30, 1998
Sean M. Browne	June 30, 1997
Ronald French	June 30, 1996
Ronald F. Ford	June 30, 1997
Sidney Horlink	June 30, 1996
William F. Hobbs	June 30, 1997
Stephen P. LaRoche	June 30, 1998
Cheryle A. Laffey	June 30, 1997
Michael L. Madigan	June 30, 1998
Walter J. McAvoy, Sr.	June 30, 1998
Ellen R. McLaughlin	June 30, 1998
Harold F. Morang	June 30, 1997
Diane M. McKenney	June 30, 1998
Roy J. Murphy	June 30, 1998
David H. Muscovitz	June 30, 1998
Richard Payne	June 30, 1998
Timothy W. Robbins	June 30, 1996
Richard R. Scienzo	June 30, 1998
Donald L. Stout	June 30, 1997
Henry E. Sullivan	June 30, 1997
Robert J. Walsh	June 30, 1997
Anthony J. Saia	June 30, 1998

COUNCIL FOR AGING

Dorothy A. Cox, Chairman	June 30, 1998
Louis E. Boudreau	June 30, 1997
Virginia Wrobel	June 30, 1997
Arlene L. Lessard	June 30, 1996
Carolyn E. Lassiter	June 30, 1996
Marie J. Boudreau	June 30, 1998
Dorothy A. Millette	June 30, 1997

Alternates

Billy E. Aldridge	28 Shawsheen Road
Shirley Terrill-Holdman	129 Andover Road
Shirley Gullage	12 Arborwood Road
Gertrude Morin	2 Parlmont Park
Virginia O'Mahoney	44 New Foster Avenue

Ex-Officio Non-Voting Members

Golden Agers; Senior Citizens of Billerica; Greenwood Senior Citizen's Club Carriage Club; Board of Heallth; Billerica Housing Chairman; Veterans' Services Agent, Kenneth Buffum

DEVELOPMENT & INDUSTRIAL COMMISSION

Arthur V. Tonini, Chairman	June 30, 1998
Anthony R. Iovanna	June 30, 1995
Michele Fossey	June 30, 1994
Richard Vergato	June 30, 1994
Terry Roy Peterson	June 30, 1995
Paul P. Szymanski	June 30, 1995

FAIR HOUSING COMMITTEE

Anthony Tufts	June 30, 1996
Donna Schultz	June 30, 1996
Evelyn M. Haines, Director	

FINANCE COMMITTEE

Alfred Pearson, Jr., Chairman	June 30, 1998
Madeline T. Sargent, Vice Chairman	June 30, 1998
Anthony Barbere	June 30, 1997
Ellen Day Rawlings, resigned 4/24/95	
Peter Greeley	June 30, 1997
Ralph McKenna, appt. 1/8/96	June 30, 1997
Joseph E. LeBlanc	June 30, 1997
Roger Biagiotti, Jr.	June 30, 1996
John Griffin	June 30, 1996
Christopher F. DeSimone	June 30, 1996
Donald L. Fay	June 30, 1996
Natale J. Kammides	June 30, 1998

Associates

Kathryn Matos	June 30, 1998
Diane Milano	June 30, 1996

Cheryl A. Robertson, Town Accountant, Member Ex-officio

FIRE DEPARTMENT MANAGEMENT STUDY COMMITTEE

David F. Delorey, Chairman
Donald J. Flynn
Thomas Ferraro
Rino Moriconi
Thomas H. Conway

GRIGGS FARM/TOWN LAND USE COMMITTEE

James F. O'Donnell, Selectmen's Appointee
Scott Freitas, Moderator's Appointee
Barbara Flynn, Moderator's Appointee
Peter Greely, Finance Committee Appointee
Christine Chisholm, Conservation Comm. Appointee

HANDICAPPED COMMISION

Laurie L. Galligani	June 30, 1998
Robert W. Keough	June 30, 1998
Barry J. Dussault, Sr.	June 30, 1996
Eileen P. Langille	June 30, 1996
Helen G. Gentile	June 30, 1996
Mary V. Wiroll	June 30, 1996

HISTORIC DISTRICT COMMITTEE

Susan P. Miller	June 30, 1996
Richard Young	June 30, 1996
Marcia Foster	June 30, 1998
Debra Wolf	June 30, 1997
Carl Herrmann	June 30, 1997
James F. Heiberg	June 30, 1996
Terence M. O'Neil	June 30, 1998

Alternates

Marie Dube	June 30, 1996
Debra Fox	June 30, 1997

Peter Kennedy, Town Planner, Member Ex-officio

HISTORICAL COMMISSION

Margaret B. Ingraham, Co-Chairman	June 30, 1998
Carol P. Bruyere, Secretary	June 30, 1998
Elizabeth M. Cleary	June 30, 1998
Linda French	June 30, 1997
Peter R. Woodbury, Co-Chairman	June 30, 1997
Helen Knight	June 30, 1996
Virginia Maguire	June 30, 1996

INDUSTRIAL DEVELOPMENT FINANCING AUTHORITY

Bernard F. Hoar, Chairman	June 30, 1997
Allan Arakelian	June 30, 1996
Robert Lord	June 30, 1996
Donald F. MacDonald	June 30, 1998
James T. Dangora, Jr.	June 30, 1998

MAPPING COMMISSION

John Noonan	June 30, 1997
Dianne Bonnell	June 30, 1997
Thomas Ferraro, resigned 11/22/95	June 30, 1997
Gerard Pednault	June 30, 1996
Stephen R. Dresser	June 30, 1996
Leslie Hannon	June 30, 1998
Thomas F. Galligani, Jr.	June 30, 1998

MUSEUM COMMITTEE

Helen Potter	June 30, 1997
Helen Knight	June 30, 1997
Gordon C. Brainerd	June 30, 1997
Dorothea MacNeill	June 30, 1997
Nancy Emus	June 30, 1997
Rosario Celeste	June 30, 1996
Edward J. Hurd	June 30, 1996

OMBUDSMAN COMMITTEE

Sally Markarian	June 30, 1996
Richard Burtt	June 30, 1996
Gordon C. Brainerd	June 30, 1996
Carol Wood	June 30, 1996
Debra Crowley	June 30, 1996

PERSONNEL BOARD

Anthony P. Tufts	June 30, 1997
Charles L. Taylor	June 30, 1996
William Collins	June 30, 1996
Pierre Allain	June 30, 1999

PUBLIC LIBRARY BOARD OF TRUSTEES

Diane M. Fowler, resigned 10/95	June 30, 1997
Karen Miller, resigned	
William Flaherty	June 30, 1997
Debora Abramowitz	June 30, 1997
Christine Dendor Fanning	June 30, 1997
Sandra Flesher	June 30, 1996
Thomas Vaughn	June 30, 1996
John Coyne, Chairman	June 30, 1998
Marion R. Murray	June 30, 1998
William E. Foley, reappt. 9/95	June 30, 1998

David A. Genereaux, Treasurer
Barbara Flaherty, Librarian

RECREATION COMMISSION

Donald R. Donati, Chairman	June 30, 1996
Margaret Hannon-Rizza, resigned 9/95	June 30, 1997
Sal Cognato	June 30, 1997
John T. Colbert	June 30, 1996
Richard Boutwell	June 30, 1998
Daniel W. Barnhart	June 30, 1998

Scott Freitas	June 30, 1997
Paul F. Shibles	June 30, 1998

Joseph Higgins, Jr., Recreation Supervisor

SCHOLARSHIP FOUNDATION COMMITTEE

Christine M. Kunz	June 30, 1996
Robert M. Wallask	June 30, 1997
Maureen M. Sullivan	June 30, 1997
Scott Freitas	June 30, 1997
Judith Ciampa	June 30, 1997
Paula DeSimone	June 30, 1998
Grace P. Morse	June 30, 1998
Ellen Day Rawlings	June 30, 1996
Eleanor H. Hoar	June 30, 1996
Evelyn M. Haines	June 30, 1996
Marcia Zichittella	June 30, 1998
Norma M. Cavicchio	June 30, 1998

SEWER EXTENSION COMMITTEE

John F. Gray, Jr.	June 30, 1998
Philip Farmer	June 30, 1997
Edward F. Ricarte	June 30, 1997
Paul A. Odierno	June 30, 1996
William Cooke	June 30, 1996

STREET ACCEPTANCE & DISCONTINUANCE COMMITTEE

Arthur L. Doyle	June 30, 1996
John L. Noonan	June 30, 1996
Madeline T. Sargent, re-appt. 9/95	June 30, 1996
John Sanchez	June 30, 1996

Peter Kennedy, Town Planner

TOWN BY-LAW REVIEW COMMITTEE

Appointed July 1, 1992
Walter Arakelian
Gene Dundee
Dorothy M. Callihan
Bernard Duggan
Richard Young, III, Chairman
Terry O'Neil
Rino Moriconi
Brian Treanor
Sue Miller

CIVIC AND CONVENTION CENTER COMMISSION

Chester Sewell	June 30, 1999
William Sievert	June 30, 1999
Christopher DeSimone, Chairman	June 30, 1998
Donald MacDonald	June 30, 1999
Kevin J. Collins	June 30, 1999

CHARTER REVIEW COMMITTEE

Appointed July 1, 1995
Shirley Schult
Doris Pearson
Malcolm P. McDowell
James T. Dangora, Jr.
Lawrence R. Norman
David McLaughlin
Dorothy Callihan
James Haines
Richard Young
Gil Moreira
Robert Accomando

TOWN FOREST COMMITTEE

Walter (Randy) Clark, resigned 11/95	June 30, 1997

TOWN MEETING WARRANT ACTION COMMITTEE

Bernard F. Hoar, Moderator's Appt.	June 30, 1998
Nancy L. Smith, Moderator's Appt.	June 30, 1997
Susan Moreira, Moderator's Appt.	June 30, 1996
John King, Finance Comm. Mem.	June 30, 1998
Vacancy, Town Admin. Appt.	June 30, 1998

D.A.R.E. ADVISORY COMMITTEE

Town Administrator Appointees
Maureen Dunton, Chairman
Mark H. Beaudry
Karen Horn
Donna L. Doucette
Marie P. Blanchette, Vice Chairman

School Superintendent Appointees
Susan Sleeper Willey
Judy Moseley
Leslie Hannon

Alternates
Mark Willey

D.A.R.E. Officer: John Mullin

COMMITTEES DISSOLVED AT FALL TOWN MEETING — 1995

Betterments Committee
Farm Animal Study Committee
Growth Management Plan Implementation Comm,
Legal Counsel Study Committee

Privatization Committee
Temporary Signs & Banner Committee
Water & Sewer District Study Committee

SPECIAL POLICE OFFICERS APPOINTED — 1995

Mark Bailey	June 30, 1996
Paul A. Bordonaro	June 30, 1996
Martin W. Britten	June 30, 1996
George Chamberlin	June 30, 1996
Brian Coffey	June 30, 1996
Kim Coffey	June 30, 1996
Patrick Coffey	June 30, 1996
Frank Conroy	June 30, 1996
Matthew Davis	June 30, 1996
Andrew DeVito	June 30, 1996
Daniel Dolan	June 30, 1996
Theodore Doyle	June 30, 1996
James Farmer, III	June 30, 1996
Anthony Fontana	June 30, 1996
George Gullage	June 30, 1996
John G. Hickey	June 30, 1996
Dieter Hubert	June 30, 1996
John Kenny	June 30, 1996
William F. King	June 30, 1996
Timothy J. Libby	June 30, 1996
John F. McCarthy	June 30, 1996
Anthony McNulty	June 30, 1996
Karen McNulty	June 30, 1996
Blaise MacDonald	June 30, 1996
Donald MacPhail	June 30, 1996
David McKenna	June 30, 1996
Richard Nadeau	June 30, 1996
Joseph P. O'Connor, Jr.	June 30, 1996
Daniel O'Leary	June 30, 1996
Charles Oullette	June 30, 1996
John Petrone	June 30, 1996
Christopher Reardon	June 30, 1996
Shelia Russell	June 30, 1996
Kenneth Sullivan	June 30, 1996
Phillip Tammaro	June 30, 1996
Peter Tilton	June 30, 1996
John F. Wallace	June 30, 1996
Brian West	June 30, 1996
Brion M. Cangiamila	June 30, 1996
Arthur L. Doyle	June 30, 1996
Edward J. Hurd	June 30, 1996
Ralph M. Krau	June 30, 1996
James F. O'Donnell	June 30, 1996
Patricia Flemming	June 30, 1996
Francis M. Fraine	June 30, 1996
John Gray, Jr.	June 30, 1996
Doris Pearson	June 30, 1996
Ellen Sargent	June 30, 1996
Jay H. Thomas, III	June 30, 1996
Dr. Leonard Bram	June 30, 1996
Bernard Hoar	June 30, 1996
Wallace Mallett	June 30, 1996
John Morris	June 30, 1996
William McDowell	June 30, 1996
Marie O'Rourke	June 30, 1996
Arnold Ventresca	June 30, 1996
Joseph W. Walsh, Jr.	June 30, 1996
Ruthanne A. Bossi	June 30, 1996
William Callahan	June 30, 1996
Anthony Iovanna	June 30, 1996
Louis G. Stifano	June 30, 1996
Capt. Robt. F. LaBonte, Aux. Police	June 30, 1996
Gregg Sousa	June 30, 1996
Kenneth Buffum	June 30, 1996
Harry E Peary, Sr.	June 30, 1996
Steve Dunbeck, Jr.	June 30, 1996
Lawrence Thorlton	June 30, 1996
Charles J. Faria	June 30, 1996
Norman J. Beloin, Jr.	June 30, 1996
Crystal Card	June 30, 1996
Christine Chisholm	June 30, 1996
Diane J. DePaso	June 30, 1996
Robert M. Donati	June 30, 1996
Joanne Giovino	June 30, 1996
Martin Houlne	June 30, 1996
John K. Saulnier	June 30, 1996
Anthony Barbere	June 30, 1996
Roger Biagiotti, Jr.	June 30, 1996
Christopher F. DeSimone	June 30, 1996
Donald L. Fay	June 30, 1996
John Griffin	June 30, 1996
John King	June 30, 1996
Natale J. Kammides	June 30, 1996
Joseph E. LeBlanc	June 30, 1996
Alfred Pearson, Jr.	June 30, 1996
Ellen Day Rawlings	June 30, 1996
Madeline T. Sargent	June 30, 1996
Peter Greeley	June 30, 1996
Ralph J. McKenna	June 30, 1996
Robert J. Calabrese	June 30, 1996
Jerry Houghton	June 30, 1996
John McKenna	June 30, 1996
Michael Esposito	June 30, 1996
Robert Fitzgerald	June 30, 1996
Henry Hamelin	June 30, 1996
Kathy Marshall	June 30, 1996
Frances Nagle	June 30, 1996
Theresa Rolinson	June 30, 1996
Robin Whitcomb	June 30, 1996
Richard Bento	June 30, 1996
Diana Cangiamila	June 30, 1996
George E. Jacobson	June 30, 1996
Henry Lausier	June 30, 1996
Gordon C. Brainerd	June 30, 1996
Lawrence Norman	June 30, 1996
Herbert Brown	June 30, 1996

Leonard C. Champa	June 30, 1996
Harry E. Chronister	June 30, 1996
John G. Conway	June 30, 1996
Thomas H. Conway, Jr.	June 30, 1996
Charles Faria	June 30, 1996
Paul Elkins	June 30, 1996
Richard B. Ford	June 30, 1996
David A. Gardner	June 30, 1996
John C. Gherson	June 30, 1996
William Greene	June 30, 1996
Erica C. Hann	June 30, 1996
Evelyn M. Haines	June 30, 1996
Peter W. Haines	June 30, 1996
Stanley LeDoux	June 30, 1996
Stephen J. Lentine	June 30, 1996
Alliston E. Lunt	June 30, 1996
David McKenna	June 30, 1996
Robert A. Mercier	June 30, 1996
Linda Meyer	June 30, 1996
Warren R. Nelson	June 30, 1996
Ralph N. Newman	June 30, 1996
Mary A. Pasho	June 30, 1996
Joseph Plourde	June 30, 1996
Robert H. Price, Jr.	June 30, 1996
George Rogers	June 30, 1996
Donald J. Ryan	June 30, 1996
Philip H. Sheridan	June 30, 1996
Samuel J. Trodella	June 30, 1996
Richard Vergato	June 30, 1996
Phillip Quinlan	June 30, 1996
Rev. John W. Gentleman	June 30, 1996
Richard LeFebvre	June 30, 1996
Barbara Morrissey	June 30, 1996
Sidney Horlink	June 30, 1996
Bernard A. McDewell	June 30, 1996
John C. Lafferty	June 30, 1996

TOWN MEETING MEMBERS — 1995

PRECINCT 1

Term Expires 1998

Carl J. Anderson
David A. Gagliardi
Larry Libby
Sandra Porter Libby

Term Expires 1997

Roger Biagiotti, Jr.
Gordon C. Brainerd
Rosario Celeste, Jr.
Gary S. Higgins
Maurice J. Houlne, resigned 4/95
Rita T. (Reeny) McKenney
Joseph E. Silva
Mary V. Wiroll

Term Expires 1996

Anthony Barbere
John S. King
Sandy Larsen-Souza
George A. Merrill, Jr.
Barbara G. Norman
Maria Salvato
Paul E. Shibles
Phyllis M. Stephens
Michael T. Revane, elected by caucus
Daniel R. Nocella, elected by caucus
Robin S. Whitcomb, elected by caucus
Eugene R. Whitcomb, elected by caucus
Catherine H. Federico, elected by caucus

PRECINCT 2

Term Expires 1998

Warren J. Ames
Linda A. DeProfio
Joseph M. Dougherty, resigned 5/95
Philip Loranger
Joan C. McDonald
Michael J. Miller
Michael Morris
Milton Saunders

Term Expires 1997

Walter R. Clark, resigned 11/95
Martin E. Conway
Thomas J. Ferraro
James P. Haines
Jeanne Legallo
William Paskiewicz, Jr.
Carol D. Wood

Term Expires 1996

Ronald A. Balboni
Thomas H. Conway, Jr.
John H. Higgins, Jr.
Elizabeth F. McCarthy
John W. Morris
Bradford O'Neill
Helen L. Potter
Marion E. Potter
Anthony M. Lucacio, elected by caucus
Alan Ramos, elected by caucus

PRECINCT 3

Term Expires 1998

Lawrence F. Beauchamp
Eileen M. Giddings
William F. Loughlin
Helen B. Smith
Robert F. Smith

Term Expires 1997

Lilliam Joy Arsenault
Barbara Joyce Carney
Daniel Frobese
John F. Gray, Jr.
Norman H. Hall
Robert Lazott
Gilbert A. Moreira
Susan D. Moreira
Ralph Morrison

Term Expires 1996

William J. Eggleston
Robert P. Ferguson
Marie C. Loughlin
Lawrence R. Norman
Susan Baker, elected by caucus
Sharon L. Fitzgerald, elected by caucus
Thomas K. Fitzgerald, elected by caucus
Barbara J. Solomon, elected by caucus
Robert E. Thorlton, elected by caucus
Lee A. Scalzilli, elected by caucus
Robert W. Solomon, elected by caucus

PRECINCT 4

Term Expires 1998

JoAnne M. Giovino
John F. Kelley
Bessie G. Killeen
Donald H. Lovegrove
George E. Noel
William R. Sievert
Anthony P. Tufts

Term Expires 1997

Patricia M. Barbarossa
Robert D. Killeen
Lorraine Lally
Joseph E. LeBlanc
Vincent D. MacDonald
Robert C. Norman
William L. Rundgren
Scott W. Winchell

Term Expires 1996

Judith A. Ciampa
Nancy Emus
Gilbert W. Griggs
Alexander Infanger, Jr.
Brian Luttrell
Linda J. Meyer
Natale J. Kammides, elected by caucus
Joseph V. Morgida, elected by caucus
Margaret A. Trainor, elected by caucus

PRECINCT 5

Term Expires 1998

Stephen S. Battcock
John D. McKenna
James F. O'Donnell, Jr.
Michael Ouellette
Lillie M. Ralston
James W. Sargent, Jr.
Arnold M. Ventresca
Stuart Wood

Term Expires 1997

Brion M. Cangiamila
Donald L. Fay
Ralph M. Krau, resigned 9/95
T. Josephine Leary
Lisa E. Sanford
Madeline T. Sargent
Michael A. Tammaro

Term Expires 1996

Marie P. Blanchette
Kenneth L. Buffum
John E. Farmer
Scott Freitas
Michael F. Hopkins
Arthur J. LaCroix
Mary A. Pasho
Richard Vergato
Thomas Mixon, elected by caucus

PRECINCT 6

Term Expires 1998

Robert B. Accomando
Pierre J. Allain
Richard L. Annese
Walter W. Arakelian
Cynthia K. McDowell
Malcolm P. McDowell
Nancy J. Peverill

Term Expires 1997

Dorothy M. Callihan
Thomas H. Conway, III
Cosmo D. Cavicchio, Jr.
Phyllis A. MacDonald
Sally S. Markarian
John J. McKenna
David J. McLaughlin
Edward R. McLaughlin

Term Expires 1996

Linda M. Dickinson
Paul R. Harper
Donald F. MacDonald
Matthew McLaughlin
Karen A. Miller
Rosemary E. Saviano
Doris E. Schultz
Richard D. Tracey, Jr.

PRECINCT 7

Term Expires 1998

Leonard Caporale
Crystal A. Card
Peter M. Coppinger
Rachel F. Mallett
Kenneth J. Ploski
Leon Seymour
Eleanor A. Sievert
Thomas W. Woodford

Term Expires 1997

Diane J. DePaso
Barbara A. Flynn
William R. Lee
Francis C. Mandarano, Jr.
Gloria M. McKenna
Ralph J. McKenna
Joseph Sharrock
Richard B. White

Term Expires 1996

John E. Bartlett
David F. Delorey, Jr.
Christopher DeSimone
Donald J. Flynn
Elizabeth A. Gallagher
David R. Laskey
Ralph T. McDonald
Jane M. Shanely
Robert M. Correnti, elected by caucus

PRECINCT 8

Term Expires 1998

Kevin M. Davis
Jacqueline G. Gurney
Michael P. Hoar
Estella C. Hoff
Susan M. Hunt
Ellen Day Rawlings
Richard H. Young, II
Oren D. Hunt, Jr.

Term Expires 1997

Ruthanne Allen Bossi
Bernard F. Hoar
Anthony R. Iovanna
Dean F. Jenkins, resigned 4/95
Barbara Morrissey
Troy C. Opland
George J. Simolaris, Jr.

Term Expires 1996

Allan A. Arakelian
John Coyne
Brian P. Crowley, resigned 9/95
Francis Fraz Fraine
Helen R. Knight
John L. Noonan
Joseph P. Shaw
Olga S. Symes
James H. Davis, Jr., elected by caucus

PRECINCT 9

Term Expires 1998

Richard G. January
Diane L. Milano
Cora H. Taylor
Donald E. Wilson

Term Expires 1997

Dianne Bonnell
Patricia C. Flemming
John A. Griffin
Leslie A. Hannon
Elaine T. Horlink
Sidney Horlink
Nicholas J. Rosa
Michael Rosa

Term Expires 1996

Leon Benoit
Kevin J. Collins
Marc F. Lally
Rino Moriconi

Ralph N. Newman
Dorothy L. Pearson
Charles L. Taylor, Jr.
James Patrick Lally
Walter F. Chase, III, elected by caucus

PRECINCT 10

Term Expires 1998

Andrew J. Bowen
Kerry Cooke
Michelle Cooke
Raymond Cooke

Term Expires 1997

Arthur L. Doyle
Peter D. Greeley
Evelyn M. Haines
Jerry A. Houghton
Edward J. Hurd
Marie L. O'Rourke
Doris M. Pearson
Christopher Reardon, resigned 5/95
Patricia A. Rossetti, resigned 5/95

Term Expires 1996

Devora Abramowitz
Christopher L. Blake
William J. Collins
Salvatore A. Dampolo
Joan K. McNamara
Carmelo Migliore
Alfred R. Pearson, Jr.
Nancy L. Smith
Joseph Bevilacqua, elected by caucus
William A. Cooke, elected by caucus
Brian J. Doyle, elected by caucus
Derek E. Doyle, elected by caucus
Mary S. Grose, elected by caucus
Philip N. Nyren, elected by caucus

PRECINCT CHAIRPERSONS & CLERKS
1995 - 1996

Precinct 1

Chairman: Anthony Barbere - 7 Olde Hillside Avenue
Clerk: Barbara A. Norman - 4 Philip Road

Precinct 2

Chairman: James P. Haines - 2 Letchworth Avenue
Clerk: Carol D. Wood - 29 Call Street

Precinct 3

Chairman: John F. Gray, Jr. - 65 Ellingwood Avenue
Clerk: Susan Moreira - 1 William Road

Precinct 4

Chairman: JoAnn Giovino - 10 Eastview Avenue
Clerk: George Noel - 2 Locke Road

Precinct 5

Chairman: Michael A. Tammaro - 15 Champa Road
Clerk: Kenneth L. Buffum - 86 Baldwin Road

Precinct 6

Chairman: Cosmo Cavicchio - 47 Dyer Street
Clerk: Malcolm P. McDowell - 56 Riveredge Road

Precinct 7

Chairman: Donald J. Flynn - 403 Middlesex Turnpike
Clerk: Barbara A. Flynn - 403 Middlesex Turnpike

Precinct 8

Chairman: Barbara Morrissey - 10 Sumac Street
Clerk: Ruthanne Allen Bossi - 12 Bayberry Lane

Precinct 9

Chairman: Elaine T. Horlink - 1 Lorraine Terrace
Clerk: Leslie A. Hannon - 851 Boston Road

Precinct 10

Chairman: Doris M. Pearson - 25 Harjean Road
Clerk: Christopher L. Blake - 5 Norman Road

WARRANT
ANNUAL TOWN ELECTION
BILLERICA, MASSACHUSETTS

Middlesex, ss:

To Any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica, qualified by law, to vote in Elections and Town Affairs, to meet at the Parker School, Billerica Center; Solomon Gunther Hajjar School, North Billerica; Ditson School, Pinehurst, Eugene C. Vining School, Nutting Lake; and the John F. Kennedy School, East Billerica at 10:00 a.m., Saturday, April 1, 1995, to bring in their votes on one ballot for the following Town Officers:

Two members of the Board of Selectmen, Three members of the Planning Board, Two members of the School Committee, all for three years; One member of the Billerica Housing Authority for five years;

Also for the election of Eight (8) Town Meeting Members for Precinct One; Eight (8) Town Meeting Members for Precinct Two; Eight (8) Town Meeting Members for Precinct Three; Eight (8) Town Meeting Members for Precinct Four; Eight (8) Town Meeting Members for Precinct Five; Seven (7) Town Meeting Members for Precinct Six; Eight (8) Town Meeting Members for Precinct Seven; Eight (8) Town Meeting Members for Precinct Eight; Eight (8) Town Meeting Members for Precinct Nine; Eight (8) Town Meeting Members for Precinct Ten, all for three years.

Five (5) Town Meeting Members for an unexpired term of one year for Precinct Three; One (1) Town Meeting Member for an unexpired term of two years for Precinct Four; Two (2) Town Meeting Members for an unexpired term of one year for Precinct Four.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; once copy at Jim's Automotive/Fahey Gulf Station, Nashua Road; one copy at DeMoulas Market Basket, Towne Plaza, Boston Road; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Fire Station, one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; and one copy at the Billerica Public Library.

Given under our hands this 6th day of March, 1995.

BILLERICA BOARD OF SELECTMEN

S/Ralph M. Krau, Chairman
S/James F. O'Donnell, Jr., Vice-Chairman
S/Edward J. Hurd, Secretary
S/Brion M. Cangiamila
S/Arthur L. Doyle

A True Copy
ATTEST:

S/David R. Laskey
Constable, Town of Billerica

March 22, 1995

Shirley E. Schult, CMC, CMMC
Town Clerk
Town Hall
Billerica, MA 01821

Dear Mrs. Schult:

I have posted the WARRANT for the ANNUAL TOWN ELECTION to be held on Saturday, April 1, 1995 at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
Jim's Automotive/Fahey's Gulf Station, Nashua Rd.
DeMoulas Market Basket, Towne Plaza, Boston Rd.
Center Post Office
Pinehurst Fire Station
North Billerica Fire Station
Town Hall
Billerica Public Library

Signed:

S/David R. Laskey
Constable, Town of Billerica

TOWN ELECTION — APRIL 1, 1995

BILLERICA, MASSACHUSETTS

	PR. 1	PR. 2	PR. 3	PR. 4	PR. 5	PR. 6	PR. 7	PR. 8	PR. 9	PR. 10	TOTAL
SELECTMAN, 3 YEARS - VOTE 2											
Mary V. Wiroll	117	151	118	119	97	137	135	92	131	113	1,270
Gene Dundey	20	23	16	23	24	28	27	21	25	30	237
* Ellen Day Rawlings	167	214	118	150	196	181	205	199	163	171	1,764
Edward R. McLaughlin	124	157	82	70	100	229	85	58	96	93	1,094
* Arthur L. Doyle	173	253	114	141	160	163	166	176	149	239	1,734
Scatterings	2	1	3		1	1	2	1	3		14
Blanks	79	127	55	67	80	125	70	53	71	94	821
Total	742	926	506	570	658	864	690	600	638	740	6,934
PLANNING BOARD, 3 YEARS - VOTE 3											
* Donna L. Doucette	184	262	122	151	189	211	222	175	161	205	1,882
Salvatore A. Dampolo	147	164	96	114	116	178	114	114	127	161	1,331
* Lawrence P. Bavis, Jr.	160	195	91	100	119	183	154	121	118	142	1,383
Carl J. Anderson	129	148	71	85	96	143	122	78	87	102	1,061
* Marie P. Blanchette	158	185	103	122	152	176	142	137	142	178	1,495
Daniel J. Hayes	106	155	111	106	95	149	107	93	120	113	1,155
Scatterings							1	3	3		7
Blanks	229	280	165	177	220	256	173	179	199	209	2,087
Total	1,113	1,389	759	855	987	1,296	1,035	900	957	1,110	10,401
SCHOOL COMMITTEE, 3 YEARS - VOTE 2											
* Maureen Collins-Rea	288	359	195	210	235	313	247	201	259	280	2,587
* Lawrence J. Grey	223	296	161	186	204	273	232	187	215	245	2,222
Scatterings	3	7	1	1	6	4	2	4	5	5	38
Blanks	228	264	149	173	213	274	209	208	159	210	2,087
Total	742	926	506	570	658	864	690	600	638	740	6,934
HOUSING AUTHORITY, 3 YEARS - VOTE 1											
Milton Saunders	124	210	88	102	113	161	129	105	110	123	1,265
* Walter F. Coakley	207	213	127	140	166	215	167	139	172	204	1,750
Scatterings									1		1
Blanks	40	40	38	43	50	56	49	56	36	43	451
Total	371	463	253	285	329	432	345	300	319	370	3,467

* = Elected

PRECINCT 1 - TOWN MEETING MEMBERS, 3 Years - Vote 8

* David A. Gagliardi	232
* Sandra Porter Libby	255
* Larry Libby	248
* Carl J. Anderson	244
Scatterings	39
Blanks	1,950
Total	2,968

PRECINCT 2 - TOWN MEETING MEMBERS, 3 Years - Vote 8

* Linda A. DeProfio	293
* Philip Loranger	333
* Joseph M. Dougherty	294
* Warren J. Ames	259
* Joan C. McDonald	278
* Michael J. Miller	265
* Michael Morris	337
* Milton Saunders	290

	Scatterings	27
	Blanks	1,328
	Total	3,704

PRECINCT 3 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	Helen B. Smith	176
*	Robert F. Smith	179
*	Lawrence F. Beauchamp	165
*	William F. Loughlin	168
*	Eileen M. Giddings	17
	Scatterings	13
	Blanks	1,306
	Total	2,024

PRECINCT 3 - TOWN MEETING MEMBERS, 2 Years Unexpired - Vote 5

*	Robert P. Feguson	185
	Scatterings	12
	Blanks	1,068
	Total	1,265

PRECINCT 4 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	William R. Sievert	170
*	Donald H. Lovegrove	171
*	George E. Noel	184
*	JoAnne Giovino	173
*	Anthony P. Tufts	156
*	Bessie G. Killeen	16
*	John F. Kelley	16
	Scatterings	27
	Blanks	1,367
	Total	2,280

PRECINCT 4 - TOWN MEETING MEMBERS, 2 Years Unexpired - Vote 1

*	William L. Rundgren	186
	Scatterings	3
	Blanks	96
	Total	285

PRECINCT 4 - TOWN MEETING MEMBERS, 1 Year Unexpired - Vote 2

	Scatterings	18
	Blanks	552
	Total	570

PRECINCT 5 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	John D. McKenna	229
*	Arnold M. Ventresca	210
*	Lillie M. Ralston	208
*	James F. O'Donnell, Jr.	213
*	Michael Ouellette	229
*	Stephen S. Battcock	214
*	Stewart Wood	202
*	James W. Sargent, Jr.	11
	Scatterings	38
	Blanks	1,078
	Total	2,632

PRECINCT 6 - TOWN MEETING MEMBERS, 3 Years - Vote 7

*	Nancy J. Peverill	231
*	Walter W. Arakelian	221
	Robert E. Murphy	192
*	Cynthia K. McDowell	211
*	Robert B. Accomando	270
	Ernest W. Rahn	138
*	Richard L. Annese	200
*	Pierre J. Allain	205
*	Malcolm P. McDowell	217
	Stephen R. Dresser	185
	Scatterings	3
	Blanks	951
	Total	3,024

PRECINCT 7 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	Thomas W. Woodford	242
*	Crystal A. Card	235
*	Kenneth J. Ploski	218
*	Leon Seymour	197
*	Peter M. Coppinger	242
*	Rachel F. Mallett	225
*	Eleanor A. Sievert	216
*	Leonard Caporale	160
	Scatterings	9
	Blanks	1,016
	Total	2,760

PRECINCT 8 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	Susan M. Hunt	182
*	Ellen Day Rawlings	220
	Oren D. Hunt, Jr.	153
*	Michael P. Hoar	178
*	Richard H. Young, II	170
*	Kevin M. Davis	178
*	Estella C. Hoff	162

	James H. Davis, Jr.	153
*	Jacqueline G. Gurney	168
	Scatterings	12
	Blanks	824
	Total	2,400

PRECINCT 9 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	Cora H. Taylor	240
*	Donald E. Wilson	240
*	Richard G. January	232
*	Diane Milano	18
	Scatterings	22
	Blanks	1,800
	Total	2,552

PRECINCT 10 - TOWN MEETING MEMBERS, 3 Years - Vote 8

*	Raymond Cooke	251
*	Kerry Cooke	239
*	Andrew J. Bowen	278
*	Michelle Cooke	248
	Scatterings	48
	Blanks	1,896
	Total	2,960

* = Elected

ELECTION WORKERS

PRECINCT 1

Warden	Paula C. Baldwin
Clerk	Nancy L. Desmond
Deputy Warden	Donna Jean McCoy
Deputy Clerk	Dianne S. Bone
Inspector	Shirley J. Gullage
Inspector	Lillie Ralston
Deputy Inspector	Iris Greenleaf
Deputy Inspector	Margaret A. Baldwin

PRECINCT 2

Warden	June F. DePinto
Clerk	Mary I. True
Deputy Warden	Georgiana A. Menezes
Deputy Clerk	Susan Lorigan
Inspector	Mary R. Faria
Inspector	John C. Gherson
Deputy Inspector	Sandra E. Crandall
Deputy Inspector	Estelle M. McCarthy

PRECINCT 3

Warden	Barbara A. Roberts
Clerk	Sandra Matthews
Deputy Warden	Carol A. Ryan
Deputy Clerk	Joan F. Mitza
Inspector	Nancy Emus
Inspector	Ralph Morrison
Deputy Inspector	Edna G. McDewell
Deputy Inspector	Virginia Wrobel

PRECINCT 4

Warden	Dorothy M. Ryan
Clerk	Mary A. Overy
Deputy Warden	Doris R. Hanson
Deputy Clerk	Peter Woodbury
Inspector	Joan MacMillan
Inspector	Eleanor A. Sievert
Deputy Inspector	Donna McNulty
Deputy Inspector	Albert F. Gabalis

PRECINCT 5

Warden	Karen A. Warren
Clerk	Margaret M. Hamilton
Deputy Warden	Mary A. Wilson
Deputy Clerk	Genevieve Finlayson
Inspector	Mary Bourque
Inspector	Marie O'Rourke
Deputy Inspector	Valti L. Merrow

PRECINCT 6

Warden	Anita Gass
Clerk	Yoshiko A. Wright
Deputy Warden	Pauline M. Lloyd
Deputy Clerk	Catherine A. Lawson
Inspector	Eleanor M. Alger
Inspector	Nancy A. Wallin
Deputy Inspector	Dorothy O'Brien
Deputy Inspector	Barbara Woodbury

PRECINCT 7

Warden	Arthur H. MacNeill
Clerk	Donald J. Ryan
Deputy Warden	Rachel L. Goding
Deputy Clerk	Margaret Palasek
Inspector	Dorothy M. Pearson
Inspector	Angela DeMeo
Deputy Inspector	James P. Haines
Deputy Inspector	

PRECINCT 8

Warden	Joan C. McDonald
Clerk	Marion E. Potter
Deputy Warden	Catherine J. Mullen
Deputy Clerk	Margaret B. Ingraham
Inspector	Elda L. Medeiros
Inspector	Agnes Wain
Deputy Inspector	Leo A. Benjamin, Jr.
Deputy Inspector	June M. Barbour

PRECINCT 9

Warden	Alice A. Haines
Clerk	Jean M. Roach
Deputy Warden	Mary J. Sarno
Deputy Clerk	Bessie M. Bacon
Inspector	Julia F. Frevold
Inspector	M. Eileen Cotter
Deputy Inspector	Barbara A. Bailey
Deputy Inspector	Emma Columbus

PRECINCT 10

Warden	Roger C. Gosselin
Clerk	James V. Hoyt, Jr.
Deputy Warden	Barbara Reinecker
Deputy Clerk	Barbara G. Norman
Inspector	Earle F. Merrow
Inspector	Delores Ballou
Deputy Inspector	Betsy M. Burton
Deputy Inspector	Margaret M. DiPietro

April 20, 1995

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Spring Town Meeting to be held on Tuesday, May 2, 1995, at 7:30 p.m. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Nutting Lake Post Office
Market Basket, Towne Plaza
Pinehurst Fire Station
Town Hall
Pizza Hut, Boston Road
North Billerica Post Office
Center Post Office, Boston Road
North Billerica Fire Station
Billerica Public Library, Concord Road
Ninety-Nine Restaurant, Lexington Road
Jim's Automotive/Fahey's Gulf Station

Signed:

S/David R. Laskey
Constable, Town of Billerica

WARRANT
1995 ANNUAL SPRING TOWN MEETING
May 2, 1995

Middlesex, ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, MA., Tuesday, May 2, 1995 at 7:30 p.m. and subsequent Thursdays and Tuesdays until all of the business in the warrant shall have been acted upon, then and there to vote the following articles:

ARTICLE 1

To see if the Town will vote to set the salaries of elected officials as follows:

Selectmen, Chairman	2,120.00
Selectmen, Members	1,800.00
Town Clerk	51,608.00

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen.

ARTICLE 2

To see if the Town will vote to fix the compensation of the following six elected officers of the Town and determine any salary increase that shall become effective July 1, 1995;

Selectmen, Chairman
Selectmen, Members
Town Clerk

or act in relation thereto.

Submitted by the Billerica Finance Committee.

ARTICLE 3

To see if the Town will transfer the sum of $1,800.00 from Account 122-100 Selectmen's Salary Account to Account 541-400;

or act in relation thereto.

Submitted by Selectman Cangiamila.

ARTICLE 4

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $150,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Billerica Municipal Employees Association (B.M.E.A.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen.

ARTICLE 5

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $175,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Association of Firefighters (I.A.F.F.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen.

ARTICLE 6

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $175,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Brotherhood of Police Officers (I.B.P.O);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen.

ARTICLE 7

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $25,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Emergency Medical Technicians (E.M.T.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen.

ARTICLE 8

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $75,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the National Association of Government Employees (N.A.G.E.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen.

ARTICLE 9

To see if the Town will vote to adopt, pursuant to Article 5 of the Billerica Home Rule Charter, the following proposed line item budget for fiscal year 1995-96 (FY96).

This budget was produced under the direction of the Board of Selectmen and represents a complete financial plan of all Town funds and activities that are subject to appropriation, including the budgets as requested by the School Committee (Department Account #300-5100 - #300-5800) and provisions for a Reserve Fund (Account #910-7090) administered by the Finance Committee.

The line item budget is arranged to show the actual expenditures for the current year and the proposed budget for the ensuing fiscal year. It is summarized by Town agency function and/or program including any proposed capital expenditures. The Town Administrator detailed budget and all explanatory information if available to the Town Meeting Representatives and the general public for inspection in the Town Administrator's Office, the public library and the Town Clerk's Office.

The following budget, when considered by the Town Meeting, shall first be subject to amendment, if any as may be proposed by the Finance Committee;

or act in relation thereto.

Submitted by the Board of Selectmen, Town Administrator and the Finance Committee.

PROPOSED FY 1996 BUDGET

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
1	122-5100	Personnel	10,730.00	10,184.00	8,904.00	47,573.00
2	122-5400	Supplies & Expenses	1,991.00	2,043.00	2,043.00	8,500.00
3	122-5200	Contract Services	6,417.00	8,175.00	8,175.00	8,675.00
4	122-**TOTAL**	**BOARD OF SELECTMEN**	19,138.00	20,402.00	19,122.00	64,748.00
5	123-5100	Personnel	179,191.00	191,220.00	206,662.00	185,914.00
6	123-5400	Supplies & Expenses	0.00	0.00	0.00	0.00
7	123-5200	Contract Services	2,869.00	3,335.00	3,400.00	3,632.00
8	123-**TOTAL**	**TOWN ADMINISTRATOR**	182,060.00	194,555.00	210,062.00	189,546.00
9	152-5100	Personnel	0.00	0.00	0.00	11,193.00
10	152-5400	Supplies & Expenses	0.00	0.00	0.00	0.00
11	152-**TOTAL**	**PERSONNEL BOARD**	0.00	0.00	0.00	11,193.00
12	135-5100	Personnel	130,221.00	143,105.00	146,584.00	144,243.00
13	135-5400	Supplies & Expenses	238.00	275.00	275.00	625.00
14	135-5200	Contract Services	55.00	10,260.00	6,660.00	10,260.00
15	135-**TOTAL**	**TOWN ACCOUNTANT**	130,514.00	153,640.00	153,519.00	155,128.00
16	145-5100	Personnel	243,388.00	295,899.00	295,176.00	271,352.00
17	145-5400	Supplies & Expenses	1,642.00	10,315.00	6,000.00	7,000.00
18	145-5200	Contract Services	81,625.00	85,582.00	76,713.00	66,013.00
19	145-5800	Capital Outlay	0.00	0.00	0.00	12,675.00
20	145-**TOTAL**	**TREASURER/COLLECTOR**	326,655.00	391,796.00	377,889.00	357,040.00
21	141-5100	Personnel	157,924.00	158,673.00	178,699.00	190,327.00
22	141-5400	Supplies & Expenses	1,206.00	1,250.00	1,500.00	1,500.00
23	141-5200	Contract Services	2,605.00	14,990.00	13,690.00	17,915.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
24	141-5800	Capital Outlay	0.00	0.00	0.00	0.00
25	141-**TOTAL**	**ASSESSOR**	161,735.00	174,913.00	193,889.00	209,742.00
26	161-5100	Personnel	98,281.00	103,865.00	108,952.00	118,193.00
27	161-5400	Supplies & Expenses	475.00	500.00	500.00	500.00
28	161-5200	Contract Services	577.00	2,070.00	2,085.00	2,135.00
29	161-5822	Capital Outlay	0.00	0.00	798.00	6,000.00
30	161-**TOTAL**	**TOWN CLERK**	99,333.00	106,435.00	112,335.00	126,828.00
31	543-5100	Personnel	57,026.00	60,343.00	59,994.00	67,022.00
32	543-5400	Supplies & Expenses	0.00	0.00	0.00	0.00
33	543-5200	Contract Services	690.00	935.00	935.00	935.00
34	543-54392	Veterans Benefits	289,913.00	290,000.00	290,000.00	280,000.00
35	543-**TOTAL**	**VETERANS SERVICES**	347,629.00	351,278.00	350,929.00	347,957.00
36	192-5100	Personnel	29,311.00	29,778.00	29,778.00	27,211.00
37	192-5400	Supplies & Expenses	45,686.00	49,047.00	50,511.00	59,753.00
38	192-5200	Contract Services	87,561.00	88,433.00	102,608.00	104,568.00
39	192-**TOTAL**	**TOWN HALL**	162,558.00	167,258.00	182,897.00	191,542.00
40	151-5100	Personnel	0.00	0.00	0.00	0.00
41	151-5200	Contract Services	110,967.00	115,000.00	115,000.00	141,000.00
42	151-**TOTAL**	**LEGAL DEPARTMENT**	110,967.00	115,000.00	115,000.00	141,000.00
43		**GENERAL GOVERNMENT**	1,540,589.00	1,675,277.00	1,715,642.00	1,794,724.00
44	163-5100	Personnel	42,795.00	56,896.00	59,610.00	59,878.00
45	163-5400	Supplies & Expenses	5,433.00	4,130.00	4,561.00	4,613.00
46	163-5200	Contract Services	2,189.00	3,505.00	3,855.00	3,820.00
47	163-**TOTAL**	**BOARD OF REGISTRARS**	50,417.00	64,531.00	68,026.00	68,311.00
48	162-5100	Personnel	39,277.00	13,067.00	43,045.00	28,425.00
49	162-5400	Supplies & Expenses	387.00	300.00	825.00	600.00
50	162-5200	Contract Services	4,522.00	5,331.00	6,660.00	5,620.00
51	162-5800	Capital Outlay	0.00	20,740.00	17,804.00	17,804.00
52	162-**TOTAL**	**ELECTION DEPARTMENT**	44,186.00	39,438.00	68,334.00	52,449.00
53	175-5100	Personnel	60,623.00	73,195.00	73,851.00	78,630.00
54	175-5130	Overtime	0.00	0.00	1,500.00	1,500.00
55	175-5400	Supplies & Expenses	0.00	190.00	725.00	850.00
56	175-5200	Contract Services	0.00	150.00	1,050.00	2,100.00
57	175-5800	Capital Outlay	0.00	0.00	250.00	0.00
58	175-**TOTAL**	**PLANNING BOARD**	60,623.00	73,535.00	77,376.00	83,080.00
59	176-5100	Personnel	26,563.00	27,343.00	29,533.00	30,215.00
60	176-5130	Overtime	582.00	1,500.00	1,500.00	1,500.00
61	176-5400	Supplies & Expenses	0.00	500.00	500.00	500.00
62	176-5200	Contract Services	0.00	69.00	100.00	100.00
63	176-**TOTAL**	**BOARD OF APPEALS**	27,145.00	29,412.00	31,633.00	32,315.00
64	132-5100	Personnel	534.00	1,405.00	1,469.00	1,546.00
65	131-5400	Supplies & Expenses	15.00	50.00	50.00	50.00
66	131-5200	Contract Services	1,206.00	1,460.00	1,460.00	1,460.00
67	131-**TOTAL**	**FINANCE COMMITTEE**	1,755.00	2,915.00	2,979.00	3,056.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
68	171-5100	Personnel	55,602.00	59,195.00	60,121.00	67,879.00
69	171-5400	Supplies & Expenses	62.00	156.00	156.00	156.00
70	171-5200	Contract Services	1,745.00	3,836.00	350.00	665.00
71	171-**TOTAL**	**CONSERVATION COMM.**	57,409.00	63,187.00	60,627.00	68,700.00
72	541-5100	Personnel	22,829.00	37,416.00	50,954.00	64,978.00
73	541-5400	Supplies & Expenses	1,325.00	0.00	1,000.00	750.00
74	541-5200	Contract Services	7,836.00	8,344.00	14,328.00	16,628.00
75	541-5800	Capital Outlay	0.00	0.00	3,450.00	1,500.00
76	541-**TOTAL**	**COUNCIL ON AGING**	31,990.00	45,760.00	69,732.00	83,856.00
77	691-5400	Supplies & Expenses	35.00	100.00	100.00	100.00
78	691-5200	Contract Services	0.00	500.00	500.00	500.00
79	691-**TOTAL**	**HISTORICAL COMM.**	35.00	600.00	600.00	600.00
80	561-5400	Supplies & Expenses	0.00	100.00	500.00	500.00
81	561-5200	Contract Services	0.00	0.00	0.00	0.00
82	561-**TOTAL**	**HANDICAP COMM.**	0.00	100.00	500.00	500.00
83	563-5100	Personnel	0.00	100.00	100.00	100.00
84	563-5400	Supplies & Expenses	0.00	0.00	0.00	0.00
85	563-**TOTAL**	**HOUSING PARTNERSHIP**	0.00	100.00	100.00	100.00
86	129-5400	Supplies & Expenses	0.00	25.00	25.00	25.00
87	129-5200	Contract Services	0.00	0.00	0.00	0.00
88	129-**TOTAL**	**CABLE ADVISORY**	0.00	25.00	25.00	25.00
89		**BOARDS & COMMISSIONS**	273,560.00	319,603.00	379,932.00	392,992.00
90	210-5100	Personnel	2,728,369.00	2,725,073.00	3,004,881.00	3,240,469.00
91	210-5130	Overtime	406,039.00	397,000.00	235,000.00	245,000.00
92	210-5400	Supplies & Expenses	97,275.00	101,670.00	124,170.00	140,870.00
93	210-5200	Contract Services	86,898.00	116,075.00	123,600.00	116,900.00
94	210-5800	Capital Outlay	0.00	0.00	60,514.00	47,500.00
95	210-**TOTAL**	**POLICE DEPARTMENT**	3,318,581.00	3,339,818.00	3,548,165.00	3,790,739.00
96	231-5100	Personnel	276,505.00	288,036.00	307,278.00	298,459.00
97	231-5130	Overtime	68,833.00	72,000.00	77,000.00	77,000.00
98	231-5400	Supplies & Expenses	12,596.00	14,566.00	15,474.00	15,674.00
99	231-5200	Contract Services	8,327.00	4,675.00	4,675.00	4,675.00
100	231-5800	Capital Outlay	0.00	0.00	0.00	0.00
101	231-**TOTAL**	**AMBULANCE**	366,261.00	379,275.00	404,427.00	395,808.00
102	220-5100	Personnel	2,976,556.00	3,137,809.00	3,295,129.00	3,316,573.00
103	220-5130	Overtime	315,136.00	272,000.00	235,000.00	245,000.00
104	220-5400	Supplies & Expenses	67,749.00	85,950.00	96,150.00	97,450.00
105	220-5200	Contract Services	98,988.00	92,922.00	96,300.00	100,167.00
106	220-5800	Capital Outlay	0.00	0.00	8,150.00	3,900.00
107	220-**TOTAL**	**FIRE DEPARTMENT**	3,458,429.00	3,588,681.00	3,730,729.00	3,763,090.00
108	291-5100	Personnel	6,882.00	7,089.00	7,160.00	7,160.00
109	291-5400	Supplies & Expenses	7,325.00	4,500.00	14,500.00	8,000.00
110	291-**TOTAL**	**EMERGENCY MGMT.**	14,207.00	11,589.00	21,660.00	15,160.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
111	292-5100	Personnel	26,519.00	28,593.00	28,477.00	35,658.00
112	292-5400	Supplies & Expenses	1,179.00	2,400.00	2,200.00	1,880.00
113	292-5200	Contract Services	3,426.00	3,469.00	3,769.00	3,949.00
114	292-**TOTAL**	**DOG OFFICER**	31,124.00	34,462.00	34,446.00	41,487.00
115	424-5200	Contract Services	160,254.00	187,430.00	196,907.00	196,907.00
116	424-**TOTAL**	**STREET LIGHTING**	160,254.00	187,430.00	196,907.00	196,907.00
117		**PUBLIC SAFETY**	7,348,856.00	7,541,255.00	7,936,334.00	8,203,191.00
118	241-5100	Personnel	230,710.00	239,004.00	226,963.00	308,541.00
119	241-5400	Supplies & Expenses	226.00	2,500.00	2,500.00	6,850.00
120	241-5200	Contract Services	13,910.00	16,470.00	16,510.00	26,448.00
121	241-**TOTAL**	**BUILDING DEPT.**	244,846.00	257,974.00	245,973.00	341,839.00
122	244-5100	Personnel	4,786.00	4,930.00	4,980.00	4,980.00
123	244-5400	Supplies & Expenses	315.00	320.00	320.00	320.00
124	244-5200	Contract Services	1,105.00	1,110.00	1,110.00	1,110.00
125	244-**TOTAL**	**SEALER OF WEIGHTS**	6,206.00	6,360.00	6,410.00	6,410.00
126		**INSPECTIONS**	251,052.00	264,334.00	252,383.00	348,249.00
127	510-5100	Personnel	85,048.00	96,369.00	91,557.00	106,054.00
128	510-5130	Overtime	0.00	1,500.00	500.00	0.00
129	510-5400	Supplies & Expenses	234.00	300.00	454.00	604.00
130	510-5200	Contract Services	1,033.00	22,682.00	25,737.00	29,607.00
131	510-5800	Capital Outlay	0.00	250.00	2,500.00	500.00
132	510-**TOTAL**	**BOARD OF HEALTH**	86,315.00	121,101.00	120,748.00	136,765.00
133	522-5100	Personnel	31,601.00	0.00	30,006.00	32,190.00
134	522-5400	Supplies & Expenses	916.00	850.00	1,475.00	1,475.00
135	522-5200	Contract Services	7,271.00	19,556.00	2,150.00	2,950.00
136	522-**TOTAL**	**PUBLIC HEALTH NURSES**	39,788.00	20,406.00	33,631.00	36,615.00
137	525-5100	Personnel	0.00	0.00	0.00	0.00
138	525-5200	Contract Services	11,745.00	8,356.00	9,110.00	9,110.00
139	525-**TOTAL**	**SANITARIAN**	11,745.00	8,356.00	9,110.00	9,110.00
140		**PUBLIC HEALTH**	137,848.00	149,863.00	163,489.00	182,490.00
142	421-5100	Personnel	113,408.00	122,581.00	220,586.00	208,567.00
143	421-5130	Overtime	193.00	250.00	250.00	500.00
144	421-5400	Supplies & Expenses	1,325.00	2,250.00	2,250.00	2,300.00
145	421-5200	Contract Services	275.00	620.00	3,653.00	3,920.00
146	421-5800	Capital Outlay	0.00	0.00	4,000.00	0.00
147	421-**TOTAL**	**PUBLIC WORKS ADMIN.**	115,201.00	125,701.00	230,739.00	215,287.00
148	410-5100	Personnel	88,524.00	93,740.00	124,681.00	158,157.00
149	410-5130	Overtime	0.00	0.00	0.00	2,000.00
150	410-5400	Supplies & Expenses	1,613.00	1,850.00	3,975.00	6,675.00
151	410-5200	Contract Services	363.00	750.00	1,300.00	1,500.00
152	410-5800	Capital Outlay	0.00	0.00	0.00	0.00
153	410-**TOTAL**	**PUBLIC WORKS ENGIN.**	90,500.00	96,340.00	129,956.00	168,332.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
154	422-5100	Personnel	394,744.00	431,477.00	454,641.00	477,583.00
155	422-5130	Overtime	183,197.00	70,040.00	70,000.00	70,000.00
156	422-5400	Supplies & Expenses	101,835.00	114,375.00	121,055.00	165,055.00
157	422-5200	Contract Services	488,736.00	641,115.00	386,594.00	384,174.00
158	422-**TOTAL**	**HIGHWAY DEPARTMENT**	1,168,512.00	1,257,007.00	1,032,290.00	1,096,812.00
159	441-5100	Personnel	598,157.00	690,814.00	665,486.00	662,977.00
160	441-5130	Overtime	66,492.00	67,980.00	68,000.00	70,000.00
161	441-5400	Supplies & Expenses	208,234.00	200,366.00	260,892.00	289,522.00
162	441-5200	Contract Services	492,042.00	508,266.00	575,325.00	610,525.00
163	441-**TOTAL**	**SEWER DEPARTMENT**	1,364,925.00	1,467,426.00	1,569,703.00	1,633,024.00
164	650-5100	Personnel	106,730.00	110,058.00	118,058.00	124,637.00
165	650-5130	Overtime	7,148.00	5,150.00	7,500.00	9,000.00
166	650-5400	Supplies & Expenses	9,190.00	16,475.00	16,900.00	21,050.00
167	650-5200	Contract Services	6,143.00	5,650.00	7,850.00	8,550.00
168	650-5800	Capital Outlay	0.00	0.00	15,000.00	0.00
169	650-**TOTAL**	**PARKS AND TREES**	129,211.00	137,333.00	165,508.00	163,237.00
170	492-5100	Personnel	99,883.00	96,260.00	95,678.00	91,049.00
171	492-5130	Overtime	16,523.00	16,995.00	16,500.00	16,500.00
172	492-5400	Supplies & Expenses	98,915.00	120,990.00	125,915.00	128,115.00
173	492-5200	Contract Services	30,551.00	31,336.00	30,326.00	32,326.00
174	482-**TOTAL**	**MOTOR EQUIPMENT**	245,872.00	265,581.00	268,419.00	267,990.00
175	453-5100	Personnel	322,676.00	436,861.00	441,667.00	479,961.00
176	453-5130	Overtime	60,289.00	41,200.00	41,200.00	41,200.00
177	453-5400	Supplies & Expenses	212,294.00	260,450.00	258,450.00	263,435.00
178	453-5200	Contract Services	346,277.00	340,848.00	357,548.00	395,755.00
179	453-5800	Capital Outlay	0.00	0.00	0.00	0.00
180	453-**TOTAL**	**WATER TREATMENT**	941,536.00	1,079,359.00	1,098,875.00	1,180,351.00
181	452-5100	Personnel	266,849.00	278,843.00	279,015.00	205,007.00
182	452-5130	Overtime	38,717.00	20,600.00	45,000.00	30,000.00
183	452-5400	Supplies & Expenses	28,098.00	29,325.00	30,225.00	32,500.00
184	452-5200	Contract Services	25,221.00	32,041.00	26,808.00	23,790.00
185	452-**TOTAL**	**WATER MAINTENANCE**	358,885.00	360,809.00	381,048.00	291,297.00
186	451-5100	Personnel	80,339.00	87,249.00	94,651.00	95,892.00
187	451-5130	Overtime	1,517.00	1,000.00	1,000.00	1,000.00
188	451-5400	Supplies & Expenses	7,245.00	9,815.00	9,815.00	11,715.00
189	451-5200	Contract Services	11,322.00	14,620.00	14,620.00	15,400.00
190	451-5800	Capital Outlay	0.00	0.00	0.00	0.00
191	451-**TOTAL**	**WATER BILLING**	100,423.00	112,684.00	120,086.00	124,007.00
192	454-5100	Personnel	38,412.00	51,080.00	37,034.00	89,029.00
193	454-5130	Overtime	0.00	0.00	0.00	2,500.00
194	454-5400	Supplies & Expenses	4,602.00	5,225.00	5,225.00	8,040.00
195	454-5200	Contract Services	0.00	0.00	50,459.00	7,622.00
196	454-**TOTAL**	**CUSTOMER ASSISTANCE**	43,014.00	56,305.00	92,718.00	107,191.00
197		**PUBLIC WORKS**	4,558,079.00	4,958,545.00	5,089,142.00	5,247,528.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
198	300-5100	Personnel	19,984,911.00	21,304,905.00	22,779,446.00	
199	300-5400	Supplies & Expenses	624,713.00	588,531.00	630,700.00	
200	300-5200	Contract Services	3,916,446.00	4,787,387.00	5,137,111.00	
201	300-5800	Capital Outlay	33,247.00	60,537.00	30,645.00	
202	300-**TOTAL**	**BILLERICA SCHOOLS**	24,559,317.00	26,741,360.00	28,577,902.00	29,503,176.00
203	310	Operating Costs	2,925,779.00	3,129,977.00	3,035,890.00	
204	310-5800	Capital Costs	89,314.00	79,483.00	65,168.00	
205	310-**TOTAL**	**SHAWSHEEN TECH.**	3,015,093.00	3,194,442.00	3,101,058.00	3,276,667.00
206		**PUBLIC EDUCATION**	27,574,410.00	29,935,802.00	31,678,960.00	32,697,256.00
207	610-5100	Personnel	285,716.00	304,624.00	315,979.00	337,112.00
208	610-5400	Supplies & Expenses	42,162.00	48,147.00	50,435.00	57,865.00
209	610-5200	Contract Services	43,182.00	44,870.00	49,202.00	51,133.00
210	610-**TOTAL**	**PUBLIC LIBRARY**	371,060.00	397,641.00	415,616.00	446,110.00
211	630-5100	Personnel	89,472.00	92,598.00	92,548.00	96,867.00
212	630-5400	Supplies & Expenses	2,567.00	2,621.00	3,821.00	10,345.00
213	630-5200	Contract Services	4,377.00	4,597.00	10,297.00	5,025.00
214	630-**TOTAL**	**RECREATION DEPT.**	96,416.00	99,816.00	106,666.00	112,237.00
215		**RECREATION PROGRAMS**	96,416.00	99,816.00	106,666.00	112,237.00
216	491-5100	Personnel	120,346.00	90,600.00	149,521.00	176,735.00
217	491-5130	Overtime	20,343.00	19,315.00	19,614.00	20,594.00
218	491-5400	Supplies & Expenses	3,410.00	6,500.00	10,640.00	10,460.00
219	491-5200	Contract Services	8,584.00	8,574.00	10,399.00	10,089.00
220	491-5800	Capital Outlay	0.00	2,214.00	750.00	800.00
221	491	Adjustments	(35,000.00)	(35,000.00)	(35,000.00)	(35,000.00)
222	491-**TOTAL**	**CEMETERY DEPARTMENT**	117,683.00	92,202.00	155,924.00	183,678.00
223	710-7150	Town Debt-Principal	2,362,245.00	2,224,749.00	2,509,587.00	2,295,196.00
224	710-7160	School Debt-Principal	842,756.00	318,059.00	381,575.00	564,596.00
225	710-7180	New Debt-Town Principal	0.00	0.00	0.00	450,000.00
226	710-7190	New Debt-School Principal	0.00	0.00	167,500.00	70,000.00
227	710-7550	Town Debt-Interest	1,065,980.00	912,131.00	1,027,864.00	877,051.00
228	710-7560	School Debt-Interest	143,675.00	96,819.00	138,366.00	167,028.00
229	710-7580	New Debt Int.-Town	0.00	129,625.00	151,250.00	390,000.00
230	710-7590	New Debt Int.-School	0.00	0.00	51,656.00	45,500.00
231	710-7130	Temporary Borrowing	297,118.00	279,016.00	100,000.00	115,000.00
232	710-7170	Exempt 2.5-Principal	255,000.00	255,000.00	255,000.00	210,000.00
233	710-7570	Exempt 2.5-Interest	47,917.00	72,155.00	56,445.00	41,820.00
234	**TOTAL**	**DEBT SERVICE**	5,014,691.00	4,287,554.00	4,839,243.00	5,226,191.00
235	193-5302	Town Building Insurance	383,599.00	335,169.00	275,000.00	260,000.00
236	193-5304	School Building Insurance	154,000.00	131,000.00	55,000.00	66,000.00
237	910-7012	Town Group Insurance	917,560.00	1,105,707.00	1,160,992.00	1,201,585.00
238	910-7013	School Group Insurance	1,402,440.00	1,670,000.00	1,748,750.00	1,666,489.00
239	910-7020	Town Worker's Comp.	179,899.00	204,297.00	204,297.00	183,483.00
240	910-7021	School Worker's Comp.	246,291.00	296,000.00	248,000.00	248,000.00
241	910-7030	Town Unemployment Comp.	60,000.00	1,500.00	500.00	500.00
242	910-7031	School Unemployment Comp.	20,000.00	20,000.00	500.00	500.00
243	910-7040	FICA-Town	50,000.00	62,000.00	62,000.00	54,000.00

DEPT.	ACCT.		SPENT FY 93	SPENT FY 94	BUDGET FY 95	TOWN MGR. FY 96
244	910-7041	FICA-School	105,000.00	100,000.00	110,000.00	80,000.00
245	156-5254	Town Telephone Service	70,000.00	68,000.00	71,000.00	73,000.00
246	155-5880	T/G Computer	105,000.00	105,000.00	115,000.00	91,000.00
247	155-5420	T/G General Off. Supplies	30,000.00	30,000.00	31,000.00	33,000.00
248	155-5239	T/G Maint. & Repair	27,500.00	32,500.00	35,000.00	38,500.00
249	155-5422	T/G Custod. Supplies	15,000.00	15,000.00	11,000.00	10,000.00
250	192-5241	Prof. Cleaning Service	10,000.00	20,000.00	12,000.00	12,000.00
251	910-7053	T/G Prof. Training	0.00	7,500.00	8,000.00	12,000.00
252	193-7053	1995 Retirements	0.00	100,000.00	75,000.00	57,000.00
253	924-7070	T/G Early Ret. Stab.	0.00	0.00	50,000.00	25,000.00
254	924-7070	P/E Early Ret. Stab.	0.00	0.00	34,000.00	0.00
255	433-5285	Solid Waste	1,516,710.00	1,517,000.00	1,570,000.00	1,595,000.00
256	459-5287	VFW Posts & DAV	600.00	600.00	800.00	800.00
257	910-7050	Connell/Strunk/Husson	4,415.00	4,415.00	4,415.00	4,415.00
258	910-7054	Police/Fire Med./Physicals	25,000.00	28,500.00	22,000.00	24,000.00
259	193-5310	Memorial/Homecoming	1.00	2,300.00	2,300.00	10,000.00
260	193-506	Town Report	7,000.00	7,250.00	7,250.00	7,500.00
261	193-5308	Town Audit	17,540.00	53,500.00	0.00	30,000.00
262	910-7090	Reserve Fund	24,820.00	40,000.00	50,000.00	50,000.00
263	910-7084	T/G Scholarship	0.00	0.00	1,250.00	1,250.00
264	910-7085	P/E Scholarship	0.00	0.00	1,250.00	1,250.00
265		Abandoned Buildings	0.00	0.00	0.00	10,000.00
266		Professional Merit	0.00	0.00	0.00	5,000.00
267		A.D.A.	0.00	0.00	0.00	3,000.00
268		**UNCLASSIFIED ACCTS.**	5,372,375.00	5,957,238.00	5,966,304.00	5,854,272.00
269		**TOTAL**	52,691,621.00	55,429,935.00	58,697,860.00	60,688,918.00

ARTICLE 10

To see if the Town will vote to allow the Town Administrator, upon the request of a department head or board or commission to make a transfer of funds between budget line items not to exceed a difference of $3,000.00 from the amount voted at Town Meeting per line item per the fiscal year with the exclusion of the travel accounts within the same department. Transfers with department line items in excess of $3,000.00 per fiscal year must be approved by the Town Meeting. A written report from the Town Administrator on all transfers $3,000.00 and under must be provided to the Finance Committee on the first Tuesday of each month;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 11

To see if the Town will vote to allow the Town Administrator, upon the request of a Department Head or Board or Commission to make a transfer of funds between budget line items, not to exceed a difference of $3,000.00 from the amount voted at Town Meeting per line item per the fiscal year, with the exclusion of the Travel Accounts within the same department; transfers within department line items in excess of $3,000.00 per fiscal year must be approved by the Finance Committee; a written report from the Town Administrator on all transfers $3,000.00 and under must be provided to the Finance Committee on the first Tuesday of each month;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 12

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $30,000.00 for a Town Land Use Feasibility and Open Space Study;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 13

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $125,000.00

for previous years bills;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 14

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $60,000.00 for repairs to the Town Hall, 365 Boston Road;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 15

To see if the Town will vote to transfer from Free Cash a sum of money to be applied to the fiscal year 1995-96 tax rate;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 16

To see if the Town will vote to raise and appropriate or transfer from available funds $500,000.00, for a stabilization fund under the authority of Section 5B of Chapter 40 of the General Laws, as amended;

or act in relation thereto.

Submitted by the Billerica Finance Committee

ARTICLE 17

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $250,000.00 to fund deficits in the 1994-95 budget;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 18

To see if the Town will vote to appropriate a sum of money not in excess of $1,500,000.00 for improvements to the Town's water treatment and distribution system, including analysis of the Town's water supply, the purchase, replacement or rehabilitation of Water Department equipment, including generator and electrical equipment at the Water Treatment Plant; the laying and relaying, lining and relining and extension of water mains; and all engineering and other costs incidental thereto; to determine whether this appropriation shall be raised by borrowing or otherwise;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 19

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $5,500.00 (five thousand five hundred dollars) to the Ambulance Account #231-5110 Personnel Salaries to fund the position of an In-Service Paramedic Coordinator in the Town of Billerica Ambulance Service;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 20

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $12,148.24 to fund a Public Water Supply assessment imposed by the Commonwealth of Massachusetts on the Town of Billerica;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 21

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $100,000.00 to fund additional staff personnel in the Board of Health for FY96;

or act in relation thereto.

Submitted by the Board of Health

ARTICLE 22

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds the sum of $25,000.00 for the purpose of conducting, monitoring, collection and testing of water samples from the Concord River and its tributaries to determine unknown and known sources of pollution;

or act in relation thereto.

Submitted by the Conservation Commission and the Board of Health

ARTICLE 23

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $2,000.00 to indemnify the Appraiser/Assistant Assessor for the legal expenses incurred in defending a complaint brought against him by a Town employee. Said complaint was dismissed by the Court. All in accordance with the provisions of Massachusetts General Laws, Chapter 258, Section 13;

or act in relation thereto.

Submitted by Ralph T. MacDonald, Petitioner and Messrs. Flynn, McDonald, Richardson, and Madams McDonald, McDonald, McDonald, Flynn, Brown and Chronister

ARTICLE 24

To see if the Town will vote to raise and appropriate, borrow or transfer from available funds the sum of $50,000.00 for the purpose of designing, securing easements and construction of proper drainage mitigation measures in the Michael Road area of North Billerica;

or act in relation thereto.

Submitted by the Board of Health

ARTICLE 25

To see if the Town will vote to appropriate the sum of $10,000.00 to rehabilitate approximately 300 feet of road on Putney Circle which collects water and causes a hazard for both automobiles and children walking to the Locke School;

or act in relation thereto.

Submitted by Steward Wood, Petitioner and Messrs. Reno, DeMatteo, Cumming, Lanthier, and Reno, DiMatteo, Witham, McIsaac and Lauthier

ARTICLE 26

To see if the Town will vote to raise and appropriate or transfer from available funds a sum or sums of money not to exceed $15,000.00 for design development and cost estimates for expansion of the Billerica Public Library;

or act in relation thereto.

Submitted by the Board of Library Trustees

ARTICLE 27

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $2,500.00 for the purpose of reimbursing Elizabeth Construction Co., Inc., for payment of real estate taxes for Map 95, Parcel 85-1, Eliot Street in Billerica (property not owned by it);

or act in relation thereto.

Submitted by Leonard Caporale, Petitioner and Messrs. Dundey, Zawatsky, Zawatsky, McDowell, Dampolo, and Mesdames Caporale, Woods, Zawatsky and Hayes

ARTICLE 28

To see if the Town will vote to appropriate no more than $30,000.00 to construct a sidewalk on Baldwin Road, from Urban Street to the first entrance of Putney Circle, a distance of approximately 1,000 feet;

or act in relation thereto.

Submitted by Diane Dagavarian, Petitioner and Messrs. Wood, Anderson, Dagavarian, Cole and Madames Wood, Devlin, Davis, Terrasi and Milano

ARTICLE 29

To see if the Town will vote to authorize the Board of Selectmen to acquire the following rights in land parcels for the purpose of obtaining secure and public rights-of-way or easements. This action is in connection with the construction of signalization and safety improvements at Boston Road and Treble Cove Plaza.

PLATE 22, Parcel 122 Approximately 6,250 sq. ft.

Furthermore, that the Board of Selectmen may acquire these rights-of-way or easements or modifications of these through all legal means. This includes gifts, purchase, or eminent domain;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 30

To see if the Town will vote to designate the following described areas an Economic Opportunity Area (EOA) as provided for under General Law c. 23A, SS3A-3H, and to be called the "Billerica Avenue North" EOA; and to provide property tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects.

Description: The land shown on the Town Assessor's maps revised 1/1/93 as Plate 1, Parcel 1 and containing 35.872 acres (See Map);

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 31

To see if the Town will vote to designate the following described areas as an Economic Opportunity Area (EOA) as provided for under General Law c. 23A, SS3A-3H, and to be called the "Middlesex Turnpike North" EOA; and to provide tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects.

Description: All Industrial District zoned land east of Route 3, south of Nutting Lake, Sunset Road and School Lane, west and north of Wyman Road, containing all of the parcels shown on the Tax Assessor's maps revised 1/1/93 and described as Plate 96 parcels 103-1, 103-2, 163-1, 108, 109, 164-1, 166-1, 158, 157, 137, 136-3, 155, 169-5, 136-1, 136-2-3, 136-2-2, 147-2, 146-2, 161, 160, 135, 159, 105-1, 104-1, 134, 138, 148, 149-1, 150-1, 151, 152-1, 43, 47, 48, 58, and 59; Plate 97 parcels 4-1, 4-2, 4-3, 95, 134-1, 133, 132, 131, 143, 144, 110, 109-1, 139-1, 111, 105-2-3, 105-1-3, 105-3-1, 105-4-1, 87-2-1, 113, 114-1, 142, 117-1, 120-1-2, 120-1-1, 121-1, 137-1, 125, 126-2, and 103-1; Plate 103 Parcels 1, 2, and 3-1; Plate 104, Parcels 2-2, 2-1, 2-3, 10-2, 10-1 and 10-3; and all roadways therein;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 32

To see if the Town will vote to designate the following described areas as an Economic Opportunity Area (EOA) as provided for under General Law c. 23A, SS3A-3H, and to be called the "Middlesex Turnpike South" (EOA); and to provide property tax relief in the form of Tax Increment Financing (TIF) and/or special tax assessment (STA) to certified projects,

Description: All Industrial District Zoned land south of the Shawsheen River, east of the Middlesex Turnpike, west of Wildcrest Avenue and north of the Burlington Town line, containing all of the parcels shown on the Town Assessor's map revised 1/1/95 and described as Plate 105, Parcels 132-3-2, 133-2-1, 131-3-2, 131-4, 131-5, 131-2-1, 127-1, 125, 133, 129, 126, and 177; Plate 106, Parcels 349-2-1, 335-1, 335-2, 366, 350-1; Plate 107, all parcels; Plate 108, all parcels; and Plate 109, all parcels and including all roadways therein. (See Map);

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 33

To see if the Town will vote to designate the following described areas as an Economic Opportunity Area (EOA) as provided for under General Law c. 23A, SS3A-3H, and to be called the "Concord Road West" EOA; and to provide property tax relief in the form of Tax Increment Financing (TIF) and/or Special Tax Assessment (STA) to certified projects.

Description: All Industrial District zoned land west of Route 3 and south of the Concord River, containing all of the parcels shown on the Town Assessor's maps revised 1/1/95 and described as Plate 77 parcels 152, 20, 158, 159, and 157; Plate 86, parcels 108, 3, 2, 1, 18, 106 and 107; Plate 95, parcels 129-10-5, 129-10-4, 129-5, 129-6-2, 129-8-1, 129-9, 24, 127, 136-3, 15, 139, 129-4-1 and 129-4-2; and all roadways included therein (See Map);

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 34

To see if the Town will authorize the Board of Selectmen to accept a parcel of land shown on a plan of land recorded at the Middlesex North District Registry of Deeds in Plan Book 187, Plan 94 as Parcel #1, containing 24,267 square feet, to be utilized for the purpose of laying out a street;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 35

To see if the Town will vote to adopt the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 41C Statutory Exemption - Elderly;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 36

To see if the Town will vote to request the Board of Selectmen to submit to the next session of the Legislature a petition to exempt from the provisions of Civil Service, Chapter 31 of Massachusetts General Laws, the clerical position in the office of the Council on Aging;

or act in relation thereto.

Submitted by Joseph A. Silva, Petitioner and Messrs. Sewell and Madames Wood, Markarian, LeGallo, Flynn, Russell, Bunney, Ralston and Smith

ARTICLE 37

To see if the Town will vote to authorize the Board of Selectmen to petition the United States Congress to enact legislation designating portions of the Sudbury, Concord and Assabet Rivers as a Wild and Scenic River, in accordance with the Sudbury, Assabet and Concord River Conservation Plan; provided that such designation shall not include authorization for federal acquisition of land or the management of non-federal land;

or act in relation thereto.

Submitted by the Wild and Scenic River Study Committee

ARTICLE 38

To see if the Town will vote to amend Article 12 of the General By-Laws;

or act in relation thereto.

ARTICLE XII
PERSONNEL BY-LAW
SECTION I

EMPLOYEE CLASSIFICATION

1. There is hereby established a Personnel By-Law (Article XII of the Billerica General By-Law) for those non-school Employees and Officials of the Town of Billerica, drawing compensation, who are not covered by collective bargaining agreements relative to salaries, wages, hours, benefits, and other conditions of employment.

2. Employees excluded from Step #1 are all employees whose employment status is classified as temporary, seasonal, emergency, substitute, casual, and the like. The position of Town Administrator and his/her designee shall not derive, in entirety, any benefit from the provisions of Article XII, the Personnel By-Law.

3. Hereinafter, the Town Administrator, his/her designee, and the Board of Selectmen of the Town of Billerica shall be referred to as the "Town" in all sections of this By-Law unless duly noted.

4. This By-Law shall be administered by the Town Administrator of the Town of Billerica as provided for in Section 3-3 of the Town Charter.

5. The starting rate shall be the minimum of the rate range for the job as established by the Town Administrator. Subject to approval of the Town Administrator, new employees may be hired in excess of the minimum, but not in excess of the maximum established rate.

6. In the case of an emergency declared by the Town Administrator, the Town may employ emergency employees for a period not to exceed twenty (20) working days.

7. All employees subject to this By-Law shall be entitled to step increases on the anniversary date of their employment until the maximum for their job is attained. In the case of promotion or transfer in job classification, the employee shall be entitled to step increased on the anniversary date of promotion or transfer until the maximum for the new classification is obtained. (Permanent part-time employees, covered under this By-Law, working a minimum of 16 hours per week, shall be granted increases in accordance with the percentage given to the regular full-time employees covered by this By-Law.)

8. (Benefits outlined in this By-Law shall be prorated for all permanent part-time employees, who are covered by this By-Law, working a minimum of 16 hours per week.)

9. Hereinafter, the employees fulfilling the requirements cited under #1 and #2 of this Section of the By-Law shall be referred to as the "Town Employee" or "Employee" in all sections of this By-Law unless duly noted.

SECTION II

EMPLOYEE RIGHTS AND REPRESENTATION

1. **Coercion:** There shall be no discrimination, reprisals, or retaliation taken against the Employee due to his/her activity, involvement, or assistance in this By-Law by the Town. The Town shall agree there shall be no discrimination, reprisals, or retaliation taken against the Employee for his/her approbation to the conditions of this Personnel By-Law in its entirety.

2. **Discrimination:** The Town shall not discriminate against the Employee, covered by the provisions of the Personnel By-Law, for reasons of: race, color, religion, national origin, ancestry, sex, (sexual preference or orientation), age, marital status, veteran history, or handicap, in accordance with applicable laws and regulations in the hiring, promoting, transferring, assigning, suspending, demoting, discharging and relieving an Employee from work.

3. **Committee:** A five (5) member Committee shall be created by those Employees covered by the provisions of the Personnel By-Law for the purpose of reviewing, addressing and presenting the Personnel By-Law to the Town Administrator or his/her designee. The Town shall grant a leave of scheduled work time, without loss of pay or ben-

efits, to this committee and all Employees, for (as many meetings as deemed necessary by the Committee, with the permission of the appropriate Department Supervisors.)

4. The Town shall agree to provide an adequate meeting area for this Committee and all Employees covered by this By-Law for the purposes cited in #3 of this Section.

5. A written request shall be made by the Committee at least one (1) calendar week prior to the proposed scheduled meeting date, to the Town.

6. Approval shall not be unreasonably withheld by the Town. Written approval or denial shall be made known and received before three (3) working days of the proposed scheduled meeting, by the Town.

7. Employees, participating under the conditions of Section II, shall not be penalized by loss of pay or benefits and shall not be required to make up such time by the Town.

SECTION III

CIVIL SERVICE

1. The Town and Employees covered by the provisions of the Personnel By-Law shall recognize and adhere to all Civil Service and State Labor Laws, rules and regulation, relative to appointments, promotions, transfers, assignments, job titles, discharges, demotions, removals, and suspensions, where such positions and jobs are applicable under Civil Service.

2. All cases where Civil Service and Job Titles are in effect, the Town Administrator will use these classifications and job titles.

SECTION IV

CREDIT UNION

1. Employees of the Town shall be allowed to operate, maintain and participate in a Credit Union incorporated pursuant to Massachusetts General Laws, Chapter 171.

SECTION V

GRIEVANCE PROCEDURE

1. A "Grievance" is hereby defined as a complaint by an Employee or Group of Employees that is based upon an alleged violation of, or an alleged variation from, the provisions of the Personnel By-Law, or the interpretation, meaning, or application thereof, and an aggrieved Employee is a person or group of persons making such a complaint through the formally prescribed outline of Section V.

2. All requests for meetings, hearings, replies, extension, decisions and filing of grievances amongst all parties shall be in written form.

3. A grievance shall be first presented by the aggrieved Employee to his/her immediate supervisor within fourteen (14) calendar days of the incident cited as the grievance. A sincere and serious effort shall be made by all parties involved to adjust the grievance at an informal hearing within fourteen (14) calendar days of the filing of the grievance. Said grievance shall be cited, identified, and outlined in writing. (the words "on an established Grievance Form" have been omitted).

4. If the grievance is not resolved by the activation of Step #3 the grievance shall then be presented formally to the Town Administrator or his/her designee. The Town Administrator shall have ten (10) calendar days to reply to the grievance.

5. Time periods may be extended, noted in steps #3 and #4, at the actual agreement of the Town and the Employee/Committee. Written confirmation as to the extensions taken shall be made known to all parties involved.

6. If the grievance is not resolved by the activation of Step #4, the Employee/Committee shall formally notify the Personnel Board requesting a hearing within twenty (20) calendar days after the time period of Step #4 has expired. The Personnel Board shall answer the grievance within ten (10) calendar days after the formal hearing has taken place.

7. The aggrieved Employee or Group of Employees shall reserve the right to be assisted by the Committee, as described in Section II, #3, and legal counsel at any time of the grievance period once Step #3 has been initiated. The Employee shall reserve the right to call witnesses, question witnesses, and submit information and evidence to support his/her grievance.

8. Any dispute arising between an Employee or Group of Employees and the Town which is submitted as a grievance for resolution under Section V, if such dispute or grievance is a suitable matter for submission to the Massachusetts Civil Service Commission or the Massachusetts Commission Against Discrimination, this prerogative may be exercised by the Employee and with the assistance of the By-Law Committee and legal counsel.

9. Any grievance not presented in writing within the time specified shall be constituted as a waiver.

10. The Town Administrator or his/her designee shall receive written notification when the time set forth in Step #4 has expired, from said Employee. The Town Adminis-

trator or his/her designee shall be granted under Step #10, an extension of Step #4 for ten (10) additional calendar days in which to respond to the grievance. Failure to comply within the extension cited in Step #10 by the Town Administrator or his/her designee shall be construed as a favorable decision to the Employee or Group of Employees.

11. The position of Town Clerk, Assistant Town Clerk and Town Accountant shall not derive any benefit from Section V in its entirety.

SECTION VI

DISCIPLINE

1. No Employee shall be disciplined, demoted, transferred, reprimanded or discharged involuntarily except for just cause.

2. Any Employee, covered by the provisions of the Personnel By-Law, subjected to actual specific disciplinary action(s) shall and must receive written notification stipulating the specific infraction(s) and the specific action(s) to be taken for such infraction(s).

3. Upon disciplinary actions allegedly not for just cause, the Employee may file a claim through Section V of the Personnel By-Law or through the provisions of the Civil Service (only for employees where this is applicable), but not both.

4. Written selection of the claim process in Step #3 must be filed with the Town Administrator or his/her designee or Appointing Authority, whichever is applicable and required, within ten (10) business days of receiving written notification in Step #2. The selection of one claim process (Section VI, Step #3 or Civil Service) shall immediately and automatically constitute a waiver of the alternate process.

5. Failure to elect a claim process in Step #3 within ten (10) business days to the appropriate Town official shall constitute a waiver of both Section VI of the Personnel By-Law and Civil Service remedies.

6. The Town shall furnish a copy of all correspondence between the Employee and Employer pertinent to any and all allegations, infractions, and disciplinary actions to the Employee By-Law Committee accordingly as to the action taken by the Town under Section VI against any Employee covered by the provisions of the Personnel By-Law.

7. The Town shall not institute any test program, i.e., alcohol, drug, etc., without prior written notification to all Employees and the Committee and approval by the majority of the Employees covered by the provisions of the Personnel By-Law.

SECTION VII

REMOVAL AND SUSPENSION

1. As provided for in the Billerica Town Charter under Article 7, Section 7-7, any appointed Officer or Employee of the Town, except the Town Administrator, whose removal or suspension is not covered by the provisions of general law or the term of a collective bargaining agreement, whether appointed for a fixed or indefinite term, may be suspended or removed from his duties by the appointing authority.

2. The appointing authority, when acting to remove or suspend any appointed Officer or Town Employee, shall act in accordance with the following procedure:

(a) A written notice of the intent to remove or suspend, and a statement of the cause or causes therefor, shall be delivered in hand to the Officer or Employee, or mailed by registered or certified mail to his/her last known address.

(b) Within five days following delivery of the said notice, the Officer or Employee may request a public hearing by submitting, in writing, a request therefor to the appointing authority and the Personnel Board, and by filing a copy of said request in the office of the Town Clerk and Personnel Board.

(c) The Personnel Board shall hold a public hearing not less than seven (7) nor more than fourteen (14) days following the date of the receipt of a request therefor, and shall give not less than five (5) days written notice of such public hearing to the Officer or Employee affected. The Officer or Employee shall have a right to be represented by counsel at such hearing, to call witnesses, to examine witnesses, and to introduce evidence at the public hearing.

(d) Not more than fourteen (14) days following the public hearing, or not more than fourteen (14) days following the delivery of the original notice of intent if no public hearing has been requested, the appointing authority shall take final action on the removal or suspension and shall, forthwith, notify the officer or employee, in writing, of the removal or suspension, or that the notice of intent has been rescinded.

SECTION VIII

RE-HIRING POLICY

1. All Employees, covered by the provisions of the

Personnel By-Law, affected by layoffs, cutbacks, position eliminations, or severe actions shall be considered first relative to the re-hiring process as positions become available within the Town of Billerica. Reasonable and sincere attempts shall be made by the Town to rehire each Employee per classification, title and position duties and responsibilities.

2. Civil Service rules and regulations shall apply to those Employees, covered by the provisions of the Personnel By-Law, who are covered by Civil Service Laws. This provision shall not be limited to the layoff and re-hiring process.

SECTION IX

TERMINATION OF EMPLOYMENT/LAYOFFS

1. Whenever an Employee terminates his/her employment with the Town of Billerica, all benefits associated with cash compensation which are accumulative in nature, i.e., vacation days, personal days, sick days, etc., shall be paid at the established rate of pay for that time.

2. The Employee shall also receive all other pay due at the time of employment termination from the Town.

3. Termination status of employment shall be regarded as:

- Voluntary separation in good standing, OR
- Retirement, OR
- Death

and qualifies the Employee for compensation of full and pro-rated benefits due him/her.

4. All compensation shall be paid to the Employee or, in the event of his/her death, payment shall be made to the Employee's estate.

5. Employees shall have seniority rights in their specific classification according to job title, according to date of hire in that classification, subject to the prevailing provisions of Massachusetts General Law 31, dealing with layoff and recall rights, if applicable.

6. An Employee who is reduced in hours or laid off, shall be placed on a recall list.

7. No new Employees will be hired for any classification until the current recall list for that classification is exhausted.

8. In the event of a layoff, affected Employees shall be entitled to be compensated for all unused sick leave and all vacation days to which they are entitled as of the layoff date.

SECTION X

HOLIDAYS

1. The Town shall agree to the following eleven (11) holidays, which fall on or are observed on regularly scheduled work days, and shall be granted as paid Holidays:

New Year's Day
Independence Day
Veteran's Day
Christmas Day
Labor Day
Patriot's Day
Columbus Day
Thanksgiving Day
Washington's Birthday
Memorial Day
Martin Luther King Day

2. Designated Holidays that fall on Sunday shall be observed on the following Monday and Holidays falling on Saturday shall be observed on the previous Friday.

3. Any Employee on an unpaid leave shall not be eligible for Holiday pay during the period covered by the leave.

4. An Employee on vacation shall be granted an additional day of vacation when a designated Holiday occurs during the vacation period.

SECTION XI

PERSONAL DAYS

1. Each Employee shall be granted three (3) days off with pay each fiscal year, at his/her discretion to conduct personal business. Said days may not be taken on a Holiday. Personal days shall not be accrued and must be taken prior to June 30th of each fiscal year. Loss of said days shall be made if not taken prior to June 30th of each fiscal year. Use of a personal day shall require twenty-four (24) hours notice to the appropriate authority.

SECTION XII

LONGEVITY

1. There shall be established an annual incentive pay for longevity, payable as part of the Employee's base pay, to all eligible Employees (working a minimum of 16 hours per week) and shall be pro-rated according to the normal and established number of hours worked per week or the number of days worked per week, for Employees who have completed the required continuous years of service, according to the following rate:

5 years @ $12.10 per week
10 years @ $23.80 per week
15 years @ $36.35 per week
20 years @ $46.70 per week

These rates shall be increased within the appropriations provided, and proportionally by any wage/salary percentage granted.

2. Leaves of absence shall not be considered as broken employment. Said time spent on such leave shall not count towards longevity.

SECTION XIII

VACATION

1. The vacation leave shall be accrued by all Employees covered by the provisions of the Personnel By-Law, pro-rated according to the normal and established number of hours worked per week or the number of days worked per week, in the following schedule:

5 years of service or less	2 weeks vacation
More than 5 but less than 10	3 weeks vacation
More than 10 but less than 20	4 weeks vacation
More than 20 years	5 weeks vacation

Upon completion of six (6) months of consecutive employment, a newly hired Employee may use one (1) of the two (2) weeks vacation.

2. Any Employee may accumulate for paid compensation a maximum of thirty (30) vacation days.

[OMITTED: #3, Vacation time shall have a minimum charge of one half (1/2) day.]

3. Any Employee on any type of unpaid leave for more than forth-five (45) calendar days shall not be entitled to vacation time until his/her return to work, at which time vacation time will be pro-rated.

4. Any Employee, while on vacation for four (4) or more of his/her vacation days, who is required to return to work due to unforeseen emergencies, hearings, etc., shall be granted a replacement vacation day for each day or portion of a day he/she is required to return to work.

5. An Employee shall be granted a replacement day of vacation if, while on vacation, a Holiday occurs during this period.

6. The vacation schedule shall commence on the first day of the fiscal year (July 1st). The Employee's original employment date with the Town of Billerica shall dictate the number of vacation weeks the Employee is eligible for.

7. Upon separation or termination of employment, the Employee shall receive cash compensation of any and all unused vacation leave allowable under Section XIII, not to exceed thirty (30) days. [OMITTED: provided the termination status is regarded as: a voluntary separation in good standing, or retirement, or death.]

8. Upon the death of an Employee, his/her pro-rated and accrued vacation days shall be paid to his/her estate.

SECTION XIV

BEREAVEMENT

1. All Employees covered by the provisions of the Personnel By-Law shall be granted bereavement leave.

2. Such leave shall not be charged as sick or vacation leave.

3. Bereavement leave shall be paid, pro-rated, according to the Employee's normal and established number of hours worked per week or the number of days worked per week.

4. In the event of a death of the following, the Employee shall be granted (5) business days bereavement leave, without the loss of pay or benefits. following the day of death of, for: Mother, Father, Spouse, Child of the Employee or Employee's Spouse, any other relative residing with the Employee, and in the event of a death of a person whereas the Employee is solely responsible for all funeral arrangements of the deceased.

5. In the event of a death of the following, the Employee shall be granted three (3) business days bereavement leave, without the loss of pay or benefits, following the day of death of, for: Mother/Father-in-Law, Grandparents, Grandchild, Brother or Sister of the Employee or of the Employee's Spouse.

6. In the event of a death of the following, the Employee shall be granted one (1) business day bereavement leave, without the loss of pay of benefits, following the day of death of, for: Aunt, Uncle, Niece, Nephew, Cousin and all other relatives of the Employee or of the Employee's Spouse.

7. There shall be no distinction of foster, step nor half relatives in the determination and consideration of granting the bereavement leave.

8. The Employee may be granted an additional three (3) business day extension, without the loss of pay

or benefits, at the approval of the Town Administrator or his/her designee. Said extension shall only be granted in the event of travel outside the New England states and extreme and extenuating circumstances which the Employee shall make known to the Town Administrator or his/her designee.

SECTION XV

RETIREMENT INCENTIVE

1. Early retirement incentive shall, within the appropriation provided, be paid to an Employee who has completed at least ten (10) years service with the Town of Billerica and intends to file for regular retirement. The Employee must also meet the established requirement of twenty-five (25) hours per week at his/her normal and established work week.

(a) An Employee shall receive a ten percent (10%) salary increase if retiring after age sixty (60) but before age sixty-two (62).

(b) An Employee shall receive a fifteen percent (15%) salary increase if retiring after age fifty (50) but before age sixty (60).

(c) The percentage increment shall be paid over the last twelve (12) months of employment.

(d) An Employee, anticipating retirement, shall notify the Town Administrator, his/her designee, or appointing authority, whichever is applicable, in writing, at least twelve (12) months prior to the proposed retirement date.

(e) An Employee shall complete the "Notification of Proposed Retirement and Authorization for Payroll Adjustment Form" and submit copies of such form to the appointing authority, Personnel Board and the Town Administrator.

2. An Employee shall not submit more than one (1) Retirement Incentive Form nor receive more than one (1) Retirement Incentive compensation from the Town.

3. An Employee, satisfying the requirements of Section XV, shall be granted compensation pursuant to the applicable percentage (10% or 15%) and such compensation shall be increased proportionately by any wage or salary percentage increase that may be granted.

4. An employee remaining in the service of the Town, while collecting compensation under Section XV, after the proposed retirement date, shall have his/her salary/wages adjusted accordingly to reflect the retirement incentive compensation paid during this retirement notification period.

5. The Town shall adjust the Employee's salary/wages to discontinue the retirement incentive pay effective the first business day after the proposed retirement date.

6. Deductions and adjustments in the Employee's salary/wages shall be made by the Town, if deemed necessary, to recover the incentive paid to Employee, in accordance with an established schedule determined by the Town.

7. Upon the death of said Employee, his/her incentive shall be adjusted for the number of weeks worked prior to the event of death with the appropriate incentive percentage and shall be paid to his/her estate.

SECTION XVI

CERTIFICATION, LICENSES, AND PROFESSIONAL DEVELOPMENT

1. The Town agrees [changed from "may agree"] to compensate, within the appropriations provided, all Employees who are required by statute, job and employment qualifications and requirements, or combinations thereof, to maintain active and "in good standing" status of such certification, license requirements, and any and all other necessary professional fees.

2. The Town shall pay tuition, registration fees and cost of materials for courses and seminars taken by Employees covered by the provisions of the Personnel By-Law to enhance their work-related professional development, within the appropriations provided, with the approval of the appropriate department head.

SECTION XVII

MILITARY DUTY

1. All Employees, covered by the provisions of the Personnel By-Law, who are called for State or Federal Military Training Forces, shall be paid any difference in compensation between that drawn in the normal and established work period of two (2) weeks in their regular Town employment and the total compensation, excluding travel time, of the Military Duty.

2. Such compensation shall not exceed two (2) weeks in a calendar year, and shall not include compensation to members of the National Guard who may be mobilized during an emergency in the Commonwealth.

SECTION XVIII

MILITARY SERVICE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be granted a military leave of absence without pay when called involuntarily to active duty with the State or Federal Armed Forces for the purpose other than routine annual tour of duty for training purposes.

2. The Town shall agree that the Employee's seniority rights shall not be affected while his/her leave of absence for said leave is in effect.

SECTION XIX

JURY DUTY

1. All Employees, covered by the provisions of the Personnel By-Law, shall receive the amount equal to the difference between his/her normal compensation and the amount received from the Court.

2. These provisions shall not make compensation to the Employee for travel time.

SECTION XX

MILEAGE

1. All Employees, covered by the provisions of the Personnel By-Law, shall receive compensation for the use of his/her vehicle in the performance of their established and official duties and responsibilities for the Town of Billerica. Said compensation shall be paid at the rate equal to the amount the Federal Government allows for business mileage deductions in tax forms.

SECTION XXI

INSURANCE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be eligible to participate in the Contributory Group Life, Accident, Hospitalization and Medical and Surgical Insurance Plan, as defined in Chapter 32B, the plan adopted by the Townspeople by vote at the Annual Town Meeting of March 1958, one-half (1/2) to be paid by the Employee.

2. Eligibility for such participation shall be at the established requirement of the Employee to work a minimum of twenty (20) hours per week.

3. In the event an Employee is absent due to conditions cited in Section XXIII, Step #8, the Town shall agree to pay the Employee's medical insurance up to thirty (30) working days. Such Employee shall be required to reimburse the Town in a period not to exceed thirty (30) working days.

SECTION XXII

MATERNITY, ADOPTION AND FAMILY LEAVE

1. The Town shall grant to all Employees covered by the provisions of the Personnel By-Law, Maternity Leave to all Employees in accordance with Massachusetts General Laws, Chapter 149, Section 105D.

2. The Town shall also grant to all Employees covered by the provisions of the Personnel By-Law, leave time for the purpose of adoption in accordance with the provisions adopted under Chapter 318 of the Acts of 1989 under the maternity leave statute.

3. In addition to the aforementioned leave provision, the Town shall grant to eligible Employees leave time under the provisions of the Family and Medical Leave Act of 1993.

SECTION XXIII

SICK DAYS AND SICK LEAVE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be granted fifteen (15) working days that shall be pro-rated, according to the Employee's normal and established number of hours worked per week or the number of days worked per week, as the sick day allotment per fiscal year. Accumulation shall be unlimited.

2. All new Employees shall accrue, but not draw compensation for, sick days during the probationary period of six (6) months.

3. Any Employee terminating his/her employment with the Town of Billerica under the conditions of: voluntary separation in good standing, or retirement, or death, shall receive compensation in cash in an amount equal to a maximum of seventy (70) days for any unused and accrued sick days.

4. All compensation in cash due the Employee, shall be made in accordance with Section IX (Termination of Employment) of the Personnel By-Law, in its entirety.

5. Paid sick days shall be considered as time worked.

6. All Employees shall notify his/her department or the appropriate authority of the illness within a reasonable time before the start of the work day.

7. Upon notification of using a sick day, the Employee shall be at home, hospital, physician/dentist/medical professional's office or enroute to or from such a facility. Failure to be in one of the aforementioned locations shall be considered an unauthorized sick day and an abuse

of the sick day benefit.

8. Sick leave shall be granted for sickness, injury or absence due to quarantine.

9. Employees shall receive compensation payment for sick leave only for the number of accrued unused sick days accumulated.

10. All compensation in cash due the Employee on sick leave shall be made in accordance to Section IX (Termination of Employment) in its entirety.

11. Paid sick leave shall be considered as time worked.

12. All Employees, covered by the terms and provisions of the Personnel By-Law, utilizing sick leave for five (5) consecutive working days or more, shall be required to provide a medical/dental/professional's certificate to the appropriate authority within two (2) days of returning to work.

13. Any Employee shall be required to notify the appropriate authority and his/her department that he/she shall be on sick leave prior to the start of the working day, establish an approximate leave period, and provide an approximate return date. Said Employee shall be accessible to his/her department and/or the appropriate authority. Exceptions shall be considered for, but not limited to, hospitalization, being enroute to medical/dental facilities, therapy, for the inaccessibility to the appropriate authority or department.

14. Sick leave benefits shall cease if a medical/dental/professional certificate is not presented documenting the reason(s) for such leave upon the request of the appropriate authority.

SECTION XXIV

SICK LEAVE BANK

1. All Employees, covered by the provisions of the Personnel By-Law, may annually contribute one (1) of his/her accumulated sick days to a Sick Leave Bank, and said contribution shall be matched by the Town. Any Employee who chooses not to contribute annually to the Sick Leave Bank shall not be eligible to draw any benefit from the Sick Leave Bank.

2. All Employees may contribute as may days as they so desire as a one-time start-up contribution to establish the Sick Leave Bank.

3. Employees shall not be obligated to contribute if on any July 1st the bank has more than two hundred (200) days.

4. Withdrawals from the bank shall be approved by a majority vote of the Sick Leave Bank Committee consisting of two (2) persons designated by the Employees covered under the Personnel By-Laws and two (2) persons designated by the Town Administrator. In the event of a split decision, the Town Administrator shall be considered an ex-officio member of the Sick Leave Bank Committee, and as such, shall render a final determination concerning a request to withdraw days from the Sick Leave Bank.

5. In order to be eligible to draw from the Sick Leave Bank, the Employee must:

(a) have been employed by the Town for at least one (1) year;

(b) be absent because of a personal illness or injury anticipated to last more than six (6) weeks;

(c) verify said illness or injury in accordance with the provisions outlined in Section XXIII, and to the extent requested by the Sick Leave Bank Committee;

(d) be willing to take all reasonable steps necessary to make a full recovery and prevent a recurrence of the disability including continued treatment for problems contributing to the disability.

6. Decisions made by the Sick Leave Bank Committee shall be final and binding and not subject to reversal by the Town, appeals or grievances.

SECTION XXV

LEAVE OF ABSENCE

1. All Employees, covered by the provisions of the Personnel By-Law, may be granted a leave of absence.

2. Said leave of absence shall be considered as time the Employee leaves his/her position for any specific reason(s) in which he/she is not receiving any salary/wages or benefits from the Town.

3. A leave of absence may be granted for a three (3) month period. An extension, not to exceed six (6) months, or any portion thereof, may be granted by written notification to and approval of the Town Administrator, stating the specific reason(s) why such leave or extension is requested.

4. Such leave time period shall not be considered as broken employment. Said leave time period shall not be considered as time worked towards any benefit drawing compensation, until the Employee returns to work.

SECTION XXVI

ACCIDENTS - OCCUPATIONAL

1. All Employees, covered by the provisions of the Personnel By-Law, who are unable to perform his/her duties due to an industrial accident while performing the duties and responsibilities associated with his/her position, shall receive compensation in accordance with the Massachusetts General Law, Chapter 152.

2. In the event of an industrial/occupational accident, an Employee shall notify the appropriate authority within forty-eight (48) hours after such event occurs.

3. An Employee shall not be impeded by the Town from his/her rights under the Workman's Compensation Act.

SECTION XXVII

WORK WEEK

1. The work week for regular, full-time Employees shall be defined as five (5) consecutive seven and one-half (7 1/2) hour days, Monday through Friday, inclusive. The work week for regular part-time Employees shall be established by the appropriate department head.

2. Work week exceptions shall include, but are not limited to, departments with earlier/later starting hours, earlier/later closing hours, and weekend hours.

3. The normal established full-time work day, in accordance with Step #2, shall consist of seven and one-half (7 1/2) consecutive hours within the twenty-four (24) hour period. Each Employee covered by the provisions of the Personnel By-Law shall be scheduled to work a period of regular starting and quitting time. Exceptions and variations will be a condition of employment or will be mutually agreed and established upon by said Employee and the Town.

4. Any Employee not receiving overtime compensation and working additional hours outside his/her normal and established work hours and requirements/conditions of the position shall [changed from "may"] be granted time off by the appointing authority.

5. Any Employee not receiving overtime compensation who is required to attend meetings, seminars, workshops, etc. that extend beyond the Employee's normal and established working hours shall be granted time off by the appointing authority.

SECTION XXVIII

SHIFT DIFFERENTIAL

1. All Employees, covered by the provisions of the Personnel By-Law, shall be eligible to receive shift differential compensation.

2. Any Employee whose normal and established work time begins on or after 4 p.m. but does not exceed 12 midnight shall receive an additional 5% of his/her basic rate to the end of his/her work period.

3. Any Employee whose normal and established work time begins on or after 12 midnight shall receive an additional 7% of his/her basic rate to the end of his/her work period.

SECTION XXIX

PERSONNEL RECORDS

1. An Employee or designated representative, covered by the provisions of the Personnel By-Law, may request and review any and all records maintained by his/her department, Personnel Board, Town Administrator's office, Board of Selectmen's office, and any other Town agency or department during normal and established working hours or upon request to the applicable department/agency.

2. Any correspondence, other than established employment forms, shall not be entered into the Employee's personnel file or any other Town department/agency files unless said Employee is informed by written notification of said entry.;
or act in relation thereto.
Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 39

To see if the Town will vote to amend the Town By-Laws, Article XII (Personnel By-Law) by adding the following after Section 1, Paragraph 7:

7A: All employees subject to this By-Law whose compensation is a yearly salary that contains no steps shall have cost of living raises and/or normal salary adjustments of equal percentage to all other employees subject to this By-Law.

Example: If the cost of living increase for an employee with a step wage schedule is to be an additional step + 1%, then the yearly salaried employee shall receive whatever percentage a step represents + 1%;

or act in relation thereto.

Submitted by Ralph T. McDonald, Petitioner and Messrs. Iovanna, Morris, Flynn and Madames Gibson, Brown, Chronister, Lothian, McCluskey and Morris

ARTICLE 40

To see if the Town will add the following to Article 23 of the General By-Laws:

E. All business establishments requiring a license shall receive approval of their operating hours from the respective licensing authority.

F. The Selectmen shall establish the fee for Automatic Amusement Device License not to exceed $100 per machine.

G. No person shall engage in the roadside sale of any items, articles or food unless a current valid license from the Board of Selectmen is conspicuously displayed; provided, however, that the sale of garden vegetables, fruits, berries, plants and/or flowers grown on the premises shall not require such a license; and provided further that no license shall be required for the occupant of his or her personal property.

H. The Selectmen may issue licenses to such persons as they deem suitable to be dealers in and keepers of shops for the purchase, sale or barter of junk, old metals, or second hand articles within the town and as junk collectors to collect by purchase or otherwise junk, old metals, and second hand articles from place to place within the Town, subject to the provisions of General Laws Chapter 140, ss. 54. Provided that the licensee shall agree to abide by and be subject to all the provisions of this section or any By-Law relating to such license.

I. The Selectmen may issue a license to any person for the purpose of occupying or obstructing a sidewalk, for a limited time, while erecting, altering, or repairing a building or structure, the licensees shall furnish a satisfactory bond to the Town to hold it harmless from all claims for loss or damage arising from the occupancy or obstruction under the license. The licensee shall place a good and convenient temporary walk around such obstructions when ordered to do so by the Selectmen, Zoning Enforcement Officer or the Police Department. The Police Department shall enforce this By-Law;

or act in relation thereto.

Submitted by the By-Law Review Committee

ARTICLE 41

To see if the Town will vote to add the following to the General By-Laws to become Article II, Section 17:

No application for any new license or any license to be renewed or transferred shall be approved by the License Board unless the Board determines that the licensed premises are accessible to the public. Factors to be considered by the License Board and the Handicapped Commission shall include, without limitation, whether such premises have handicapped accessible entrance, door, ramps, toilet and parking spaces. Exceptions may be granted by Licensing Board and the Handicapped Commission if it finds that such access is architecturally impossible or economically unfeasible within one year of warning;

or act in relation thereto.

Submitted by the Handicapped Commission

ARTICLE 42

To see if the Town will vote to amend the Town of Billerica General By-Laws by adding the following to become Article X:

Section 1. Mandatory Recycling

Each resident, household, dwelling or building situated within the Town of Billerica that receives curb side trash collection services provided by the Town shall be required to actively participate in a Mandatory Recycling Program.

Participation in the recycling program shall be in accordance with any rules or regulations established by any Town agency, board or commission, any guidelines implemented or any laws, statutes, or By-Laws established for said purpose.

Section 2. Penalty

Failure of any person, resident, company, corporation or party which receives trash collection services provided by the Town which fails to comply with this By-Law shall not be entitled to trash collection services until the appropriate Town agency deems that compliance has been fully met. The appropriate Town agency shall be the department designated by the Town Administrator;

or act in relation thereto.

Submitted by Janine M. Cosano, Petitioner and Messrs. Morris, Dowd, Johnson, Infanger and Madames Wilcox, Devlin, Dowd, Gurney and Johnson

ARTICLE 43

To see if the Town will amend Article 41 of the 1993 Annual Spring Town Meeting so as to read:

The Billerica Town Meeting Action Committee will consist of five (5) members as follows:

(1) Three Town Meeting Members appointed by the Town Moderator to serve for three years effective each June 1st. The first appointment in 1995 to be one for three years, one for two years and one for one year.

(2) One member of the Finance Committee appointed by the Finance Committee Chairman on reorganization of the Finance Committee.

(3) The Town Administrator or Assistant Town Administrator;

or act in relation thereto.

Submitted by the Town Meeting Warrant Action Committee

ARTICLE 44

To see if the Town will vote to accept the recommendations of the In-House Legal Counsel Study Committee as shown below and also that the Board of Selectmen, Town Administrator and Town Counsel report back to the Fall 1995 Town Meeting as to how they have implemented the accepted recommendations:

The Committee makes the following recommendations:

Continue with the form of Town Counsel that we now have.

Continue with Kopelman & Paige as our Town Counsel.

The Board of Selectmen establish evaluation procedures; a method of objectively determining whether or not Town Counsel is performing satisfactorily.

The Board of Selectmen establish a contract (term) renewal procedure so that there is a clear definition as to when one term ends and the next begins. The Town Administrator (to) redefine the method of contacting Town Counsel including establishing a system whereby Town Counsel would visit each week at the same time and those who wish to question Town Counsel could reserve time.

The Town Administrator establish in-house procedures for the use, immediate distribution, storage and reuse of the information provided by Town Counsel including bulletins, answers to questions and correspondence. A centrally located file should be established in addition to putting all such information on disk.

Town Administrator establish an effective and weekly procedure for obtaining opinions from Town Counsel on all warrant articles.

Town Counsel conduct a series of in-house training seminars for staff. Topics to include legislative updates, trends, ethics and issues in municipal law. We recommend that all department heads and interested parties attend these sessions.

Town Counsel keep department heads, as well as Town Administrator, informed and up-to-date on all cases.

Town Counsel deal solely with the Town Administrator and the appropriate department head; disregarding interference from other well meaning but unnecessary groups or individuals.

Town Counsel respond as soon as possible to questions regarding the legality of warrant articles.

Town Counsel provide easy access to opinions; possibly by providing them on disk with regular updates;

or act in relation thereto.

Submitted by the In-House Legal Counsel Study Committee

ARTICLE 45

To see if the Town will vote to accept Ash Tree Lane for its entire length as shown on the approved Ricca Farm Definitive Subdivision plans;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 46

To see if the Town will vote to accept Ricca Farm Road for its entire length as shown on the approved Ricca Farm Definitive Subdivision plans;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 47

To see if the Town will vote to accept Stonehedge Circle for its entire length as shown on the approved Fox Hollow Definitive Subdivision plans;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 48

To see if the Town will vote to accept Hardwood Drive for its entire length as shown on the approved Hardwood Heights Definitive Subdivision plans;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 49

To see if the Town will vote to transfer to the Board of Selectmen for purposes of selling and conveying, and authorize the Board of Selectmen to sell and convey an easement in and/or sell and convey the property identified on the Town Assessor's Maps as Plate 17, Parcel 14, located on Water Street.

or act in relation thereto.

Submitted by the Town Administrator

ARTICLE 50

To see if the Town will vote to discontinue Pillsbury Road as a public way, for a distance from Endleigh Avenue to dead end, a distance of 222 feet more or less;

or act in relation thereto.

Submitted by John LaPierre, Petitioner and Messrs. Roberts, Cokkinos, Rayner, Capaldo and Madames Capaldo, Legere, Babcock, Schwartz and Crooker

ARTICLE 51

To see if the Town will vote to authorize the Board of Selectmen to sell a portion of a parcel of land identified on the 1/1/94 Assessor's Maps as Plate 51, Parcel 121, located on Andover Road measuring approximately 42' x 155' and bounded and described further as that portion of Parcel 121 beginning at a point of land now or formerly of the heirs of Scott W. and Elaine M. Winchell identified on the same Assessor's Maps as Plate 51, Parcel 76, and land of said Billerica, running easterly forty-two (42) feet more or less along Andover Road; then southerly one hundred fifty-five (155) feet more or less along Parcel 73; then westerly forty-two (42) feet more or less by said Billerica land, then northerly one hundred fifty-five (155) feet more or less by said Parcel 76 to the point of beginning, comprising an area of 6,510 feet square more or less;

or act in relation thereto.

Submitted by Scott W. Winchell, Petitioner and Messrs. Douglas, Lovegrove, Dumais, Casey and Madames Hazen, Douglas, Lovegrove, Winchell and Dumais

ARTICLE 52

To see if the Town will vote to amend the Zoning By-Laws by adding Section 5.15 to read:

5.15 COMPOSTING DISTRICT

A. Purpose: The Composting District's purpose is to provide for the development of composting facilities to receive clean non-polluted wood chips from yard waste and leaves for processing into compost for wholesale sale and distribution or for distribution to residents of the Town. Equipment and materials may be stored outdoors on the site. There shall be no sale or storage of materials not processed on the subject site. Grass clippings are expressly forbidden due to the fact there is no effective means to prevent contamination from chemicals used in the treatment of lawns. This use shall be allowed by right

B. Area, Frontage and Yard Space Requirements: The site shall contain a minimum of three (3) acres of land. The frontage and yard space requirements shall be the same as required in the Industrial District.

C. Building Height, Green Strips and Green Space: The requirement shall be the same as those required in the Industrial District.

D. Signs: All signs on a lot shall be in conformity with those specified for "Industrial Districts" under Section 16 of the Zoning By-Law.

and by adding the following to become Sections 5.7.2 zz and 5.7.3 zz:

5.7.2 zz. Composting District (see Section 5.15)
5.7.3 zz. Composting District (see Section 5.15.)

and by adding the following to become Section 3.1.8
3.1.8 Composting District

or act in relation thereto.

Submitted by the Recycling Committee

ARTICLE 53

To see if the Town will vote to amend the Zoning By-Laws by adding the following Section 5.12.D.6:

All contiguous areas within any one discrete RCO District shall be utilized in the design of the residential cluster subdivision. No overlay district shall be split so as to render one portion cluster and the other conventional. Any

such discrete area shall be developed exclusively as either a conventional subdivision or a cluster subdivision;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 54

To see if the Town will vote to amend Section 5.12.D.3 of the Zoning By-Laws to read:

3. The minimum frontage in all residential districts may be reduced to one hundred (100) feet except the minimum frontage on a cul-de-sac turnaround may be reduced to seventy-five (75) feet;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 55

To see if the Town will vote to rezone from an Industrial District to a Village Residential District the whole or any part of land owned by William E. McCarthy on Cook Street in said Town bounded and described as follows:

LOT A: Beginning at the Northeast corner of Lot A and running S 06 degrees 48' 52" E., 1705+/- feet;
Thence: S 83 degrees 11' 08" W, 300.00 feet;
Thence: S 06 degrees 48' 52" E, 352.81 feet;
Thence: by a curved line, radius 50.00 feet and length 63.43 feet;
Thence: by a curved line, radius 851.79 feet and length 155.91 feet;
Thence: by a curved line, radius 60.00 feet and length 101.40 feet;
Thence: N 06 degrees 48' 52 " W, 471.37 feet;
Thence: S 83 degrees 11' 08" W, 550.00 feet;
Thence: S 06 degrees 48' 52" E, 115.59 feet;
Thence: S 77 degrees 28' 37" W, 273.79 feet;
Thence: S 22 degrees 54' 23" E, 414.07 feet;
Thence: S 73 degrees 23' 04" W, 161.78 feet;
Thence: N 34 degrees 59' 43" W, 170.82 feet;
Thence: N 30 degrees 30' 49" W, 24.08 feet;
Thence: N 32 degrees 36' 06" W, 24.31 feet;
Thence: N 36 degrees 12' 46" W, 53.99 feet;
Thence: N 34 degrees 22' 26" W, 86.31 feet;
Thence: N 35 degrees 23' 16" W, 93.01 feet;
Thence: N 30 degrees 36' 06" W, 33.08 feet;
Thence: N 42 degrees 27' 41" W, 58.40 feet;
Thence: N 51 degrees 36' 30" W, 79.18 feet;
Thence: N 38 degrees 23' 03" E, 400.00 feet;
Thence: N 51 degrees 36' 30" W, 500.00 feet;
Thence: Along edge of Shawsheen River 2,500+/- feet to the point of beginning.
Said lot contains 44.3+/- acres;

or act in relation thereto.

Submitted by Raymond Cooke, Petitioner and Messrs. Murphy, Maderois, Gray, Farmer, Dierno, Ricante and Madames Cooke, Gray and Cooke

ARTICLE 56

To see if the Town will vote to rezone from a Neighborhood Residence District to a General Business District the whole or any part of land owned by Grossman's Lumber Co., Inc. and Grossman's, Inc. on Boston Road in said Town bounded and described as follows:

Beginning on the northerly line dividing lands of Grossman's Lumber Company, Inc. and Henry F. Collins and at the existing General Business Zone District, 200 feet more or less from the westerly line of Boston Road, thence;

Westerly by land of said Collins on a line bearing S 96-10-10W six and twenty-eight hundredths feet (6.28) to a point;

Southerly by land of said Collins on a line bearing S 18-23-50 E two hundred three and thirty-one hundredths feet (203.31) to a point, thence;

Westerly by land of said Collins on a line bearing S 84-32-10 W three hundred ninety three and sixty-four hundredths feet (393.64) to a point,

Westerly by land of said Collins on a line bearing S 84-34-14 W two hundred forty-eight and ninety-five hundredths feet (248.95 to a point, thence;

Westerly by land of said Collins on a line bearing S 85-49-59 W seventy and sixty-five hundredths feet (70.65) to a point, thence turning and running;

Southerly over land of Grossman's, Inc. on a line bearing S 05-05-21 E four hundred one and thirty-two hundredths feet (401.32) to a point at land of Etta Todd and Dorothy Donnellen, thence turning and running;

Easterly by land of said Todd and Donnellen on a line bearing N 84-54-35 E three hundred two and eighty-two hundredths feet (302.82) to a point at land of Charles and Patricia Carroll, thence;

Northeasterly by land of said Carroll's on a line bearing N 62-00-26 E three hundred seventy-five and forty-four hundredths feet (375.44) to a point, thence;

Northeasterly by land of said Carroll along a curve having a radius of nine hundred forty and seventy-hundredths feet (940.70) and curving to the left along an arc

of one hundred twenty-nine and five hundredths feet (129.05) to a point, said point being at the existing General Business Line 200 feet more or less from the westerly line of Boston Road, thence turning and running;

Northerly over land of said Grossman's Lumber Company, Inc. along the existing General Business Zone line bearing N 16-11-00 W one hundred fifty-seven and eighty-nine hundredths feet (157.89) to a point, thence;

Northerly over land of said Grossman Lumber Company, Inc. along the existing General Business Zone line bearing N 19-07-00 W two hundred fifty and fourteen hundredths feet (250.14) to the point of beginning and containing an area of five and ninety-six hundredths more or less (5.96+/- acres);

or act in relation thereto.

Submitted by Peter Blaisdell, Petitioner and Messrs. McDowell, Dyer, Leavitt, Ashe, Diman, Button and Madames Dyer, DiRocco and Giroux

ARTICLE 57

To see if the Town will vote to amend any applicable General By-Laws or Zoning By-Laws to allow the practice of massage therapy, bodywork and movement education within all zoning districts of the Town of Billerica;

or act in relation thereto.

Submitted by John Morris, Petitioner and Messrs. Allgaier, Mazzone, Mixon, Jr., Iovanna, Capaldo and Madames Higgins, Burns, McCluskey and Marland

ARTICLE 58

To see if the Town will vote to add the following subsection to the Zoning By-Law Section 5.7.4:

P. The kenneling of up to 15 dogs shall be allowed as an accessory to the Pet Shop or Veterinary use in the General Business District under the following restrictions:
   1. There shall be at least 40 square feet per dog of outside exercise space on the site.
   2. All kenneled dogs shall be kept indoors between the hours of 9:00 p.m. and 6:00 a.m.
   3. Compliance with all applicable restrictions and laws as outlined in the Middlesex County Rules and Regulations and Massachusetts General Laws pertaining to dogs and other animals;

or act in relation thereto.

Submitted by Patricia Flemming, Petitioner and Messrs. Cangiamila, O'Connell, Nelson and Madames Cangiamila, Goodman, Kelly, Danehy, Pasho and Rose

ARTICLE 59

To see if the Town will vote to rezone from Industrial District to a Commercial District the whole or any part of land on 5 Riverhurst Road in said Town, bounded and described as follows:

Southwesterly: by Riverhurst Road on three lines together measuring 319.18 feet;
Northwesterly: by Lot B, 420.92 feet;
Northwesterly: by Route 3, 118.18 feet; and
Southeasterly: by Old Concord Road on three lines together measuring 545.31 feet.
Lot "C" containing 2.38+/- acres;

or act in relation thereto.

Submitted by Richard F. Nestor, Petitioner and Messrs. Annese, Brewster, Mazzone, Ransom, Perry, Montgomery, Balboni and Madames Brewster and Galvin

ARTICLE 60

To see if the Town will vote to amend the Zoning By-Laws by adding a new Section 16.4.A.9, relating to signs to read as follows:

16.4.A.9

As an alternative to Section 16.4.A.5 sites which meet the following criteria are allowed a free-standing directory sign measuring no more than 15 feet high and 10 feet wide. Each tenant shall be allowed one identification plate measuring no more than three square feet in total area and being no more than 9 inches high. Tenant identification plates may be changed with changes in occupancy without a new permit as long as the sign design remains the same. The criteria for this sign are as follows:

1. The store fronts of all the units on the site shall be within 20 degrees of perpendicular to the street. The street from which the perpendicular is measured shall be that which is closest to the location where the free-standing directory sign is to be placed.

2. The site shall contain at least three establishments;

or act in relation thereto.

Submitted by Patricia Flemming, Petitioner and Messrs. Cangiamila, O'Connell, and Madames Cappadona, Pitts, Cangiamila, Goodman, Kelly, Danehy, and Pasho

ARTICLE 61

To see if the Town will vote to rezone from a Rural Residential District to a Rural Residential with Residential Cluster Overlay District the whole or any part of land in said Town bounded and described as follows:

LOT 2 NASHUA ROAD

A certain parcel of land in Billerica, beginning at a point on the westerly side line of Nashua Road at the Billerica-Bedford Town line and the land now or formerly of Richard and Laura Rossi; Thence along the Town line and the land now or formerly of Richard and Laura Rossi and the land of Mrs. Peter Coffin, S 81 degrees 22' 20" W, one thousand one hundred and thirty-three and 06/100 (1,133.06) feet to a point at the land now or formerly of Andrew and Jean Card; Thence by the land of Andrew and Jean Card northeasterly four hundred and 62/100 (400.62) feet to a drill hole in a stone, on the stone wall at the land now or formerly of Andrew Card, Jr. and Crystle Card; Thence along the stone wall, N 10 degrees 40' 04" E, fifty-seven and 22/100 (57.22) feet to a drill hole; Thence still along the stone wall, N 08 degrees 27' 37" E, three hundred and seventy-two and 47/100 (372.47) feet to a drill hole;

Thence still along the stone wall, N 08 degrees 50' 52" E, one hundred and eighteen and 46/100 (118.46) feet to the intersection of a second stone wall; the last three courses being by the land now or formerly of Andrew Card, Jr. and Crystle Card;

Thence along the second stone wall, S 89 degrees 14' 15" E, sixty-three and 95/100 (63.95) feet to a point;

Thence still along the stone wall, S 65 degrees, 38' 18" E, one hundred and sixty-two and 31/100 (162.31) feet to a point;

Thence still along the stone wall, S 68 degrees 23' 34" E, eighty-seven and 87/100 (87.87) feet to a point;

Thence still along the stone wall, S 66 degrees 33' 09" E, two hundred and twenty-three and 63/100 (223.63) feet to a point;

Thence still along the stone wall and on the projection of the stone wall, S 67 degrees 19' 19" E, three hundred and ninety-four and 27/100 (394.27) feet to a point on the westerly sideline of Nashua Road, the last five courses being by the land now or formerly of the estate of Thomas J. Rey;

Thence along the westerly sideline of Nashua Road, S 19 degrees 06' 30" E, fifty-three and 73/100 (53.73) feet to a stone bound;

Thence still along the westerly sideline of Nashua Road, on a curved line to the right with the radium of two thousand four hundred and forty-seven and 27/100 (2,447.27) feet, a length of three hundred and eighty-eight and 94/100 (388.94) feet to the point of beginning.

Said parcel contains fifteen and 83/100 (15.83) acres;

or act in relation thereto.

Submitted Edgar Williams, Petitioner and Messrs. Lasky, Closs, Butler, Gerrish and Madames Williams, Gerrish, Butler, Rettman and Lavertue.

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at the Market Basket, Towne Plaza; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Fire Station; one copy at the North Billerica Fire Station; one copy at the Town Hall, Boston Road; and one copy at the Billerica Public Library.

Given under our hands this Twentieth day of April, 1995.

BOARD OF SELECTMEN

S/Arthur L. Doyle, Vice-Chairman
S/Ellen Day Rawlings, Secretary
S/Brion M. Cangiamila
S/Edward J. Hurd
S/James F. O'Donnell, Jr.

A True Copy
ATTEST:
S/David R. Laskey
Constable, Town of Billerica

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Preliminary Meeting - April 25, 1995

The preliminary meeting of the Annual Spring Town Meeting was held Tuesday, April 25, 1995 at 7:30 p.m. in the Maurice A. Buck Memorial Auditorium in the Town Hall for the following purposes:

1. To swear in newly elected and re-elected Town Meeting Members
2. To hold Precinct caucuses to fill precinct vacancies
3. To elect Precinct Chairpersons and Precinct Clerks
4. To elect members to the Committee on Rules, per Town Charter, Section 8-4(1) (1)

Precinct caucuses were held and the following Town Meeting Members were elected:

Precinct 1: Daniel R. Nocella
6 Kameha Drive
Catherine H. Federico
158 Concord Road, F-11
Michael T. Revane
113A Bridle Road
Eugene R. Whitcomb
16 Arborwood Road
Robin S. Whitcomb
16 Arborwood Road

Precinct 3: Susan Baker
33 Ridgeway Road
Sharon L. Fitzgerald
15 Allendale Avenue
Thomas K. Fitzgerald
15 Allendale Avenue
Barbara J. Solomon
20 McGinness Way
Robert E. Thorlton
20 Albert Street

Precinct 4: Natale J. Kammides
17 Pratt Street
Joseph V. Morgida
565 Boston Road
Margaret A. Trainor
19 Purcell Drive

Precinct 8: At the Town Election of April 1, 1995, Oren D. Hunt, Jr. and James H. Davis, Jr. both received 153 votes. Per the Town Charter, a Precinct election was held to break the tie. Oren D. Hunt, Jr. was elected to fill the three-year slot. James H. Davis, Jr., being the next on the ballot, was eligible to fill the vacancy for one year.

Precinct 10: Joseph Bevilacqua
330 Salem Road
William A. Cooke
101 Bellflower Road
Brian J. Doyle
52 Bellflower Road
Derek E. Doyle
52 Bellflower Road

The following Precinct Chairpersons and Clerks were elected:

Precinct 1:	Chairperson:	Anthony Barbere 7 Olde Hillside Ave.
	Clerk:	Barbara A. Norman 4 Philip Road
Precinct 2:	No Quorum	
Precinct 3:	Chairperson:	John F. Gray, Jr. 65 Ellingwood Ave.
	Clerk:	Susan Moreira 1 William Road
Precinct 4:	Chairperson:	JoAnn Giovino 10 Eastview Ave.
	Clerk:	George Noel 2 Locke Road
Precinct 5:	Chairperson:	Michael A. Tammaro 15 Champa Road
	Clerk:	Kenneth L. Buffum 86 Baldwin Road
Precinct 6:	No Quorum	
Precinct 7:	Chairperson:	Donald J. Flynn 403 Middlesex Trnpk.
	Clerk:	Barbara A. Flynn 403 Middlesex Trnpk.

Precinct 8:	Chairperson:	Barbara Morrissey 10 Sumac Street
	Clerk:	Ruthanne Allen Bossi 12 Bayberry Lane
Precinct 9:	No Quorum	
Precinct 10:	Chairperson:	Doris M. Pearson 25 Harjean Road
	Clerk:	Christopher L. Blake 5 Norman Road

The following persons were elected to serve on the Committee on Rules:

Precinct 1:	David A. Gagliardi 2 Whiting Street
Precinct 2:	No Quorum
Precinct 5:	John D. McKenna 17 Mohawk Drive
Precinct 7:	Donald J. Flynn 403 Middlesex Turnpike
Precinct 8:	Ruthanne Allen Bossi 12 Bayberry Lane

The Preliminary Town Meeting session adjourned at 8:29 p.m. This was followed by an orientation session for newly elected Town Meeting Members sponsored by the League of Women Voters.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
First Session - May 4, 1995

Precinct caucuses were held in Precincts 2, 7 and 9 to fill vacancies, as follows:

Precinct 2:

Town Meeting Member:	Anthony M. Lucacio 3 Balmoral Drive
Chairperson:	James P. Haines 2 Letchworth Avenue
Clerk:	Carol D. Wood 29 Call Street
Committee on Rules:	James P. Haines 2 Letchworth Avenue

Precinct 6:

Chairperson:	Cosmo Cavicchio 46 Dyer Street
Clerk:	Malcolm P. McDowell 56 Riveredge Road

Precinct 7:

Town Meeting Member:	Robert M. Correnti 9 Francis Road

Precinct 9:

Chairperson:	Elaine T. Horlink 1 Lorraine Terrace
Clerk:	Leslie A. Hannon 851 Boston Road
Committee on Rules:	Rino Moriconi 48 Elizabeth Road

Prior to the start of Town Meeting, Moderator Sullivan appointed Oren D. Hunt, Jr., Rita "Reeny" McKenny, Karen Miller and Dorothy M. Callihan as tellers. These persons were sworn in by Town Clerk Shirley E. Schult.

Moderator Sullivan requested a quorum count. With one hundred thirty-six (136) Town Meeting Members present, the Spring Town Meeting was declared in session at 7:36 p.m.

The invocation was given by Father McMahon, Pastor of St. Mary's Church followed by a poem "Prayer For A Nation" written and read by Billerica resident Margaret Brown.

The National Anthem was sung by the High School Special Vocal Ensemble directed by Susanne M. Robertson and accompanied by Jeffrey Gage, followed by a moment of silence in memory of the following deceased persons who had served the Town.

Stanley J. Bocko, deceased November 11, 1994, Selectman 1952-1959, Town Meeting Member 1956-1981, State Representative 1959-1969, Traffic Control Committee 1964-1975, Memorial Plaque Committee 1968-1971,

Dump Study Committee 1971, Tercentennial Committee 1954-1955; William Desmond, deceased December 3, 1994, Planning Board 1956-1958, Selectman 1958-1960, Town Meeting Member 1957-1970, Housing Authority 1964-1975, Historical Society Committee 1968-1975, Billerica Industrial Development Financing Authority 1974-1987, Conflict of Interest Committee 1962-1963; Frederick H. Gould, deceased November 3, 1994, Board of Health 1948-1971, Registered Sanitation Study Committee 1964, Town Meeting Member 1956-1971, Council for Aging 1962-1971, Dump Study Committee 1968-1971, Drug Action Committee 1970-1971; Rita M. Granfield, deceased December 6, 1994, Election Officer; Humphrey J. Greer, deceased November 27, 1994, Town Meeting Member 1978-1981, Election Officer; Roger W. Hodgdon, deceased January 26, 1994, Town Meeting Member 1961-1963, Water Committee 1962-1966; William A. Knox, deceased July 10, 1994, Town Meeting Member 1957-1960; Andrew L. Miscone, deceased October 31, 1994, Department of Public Works 1956-1977; Chester W. Myers, deceased September 20, 1994, School Committee Member 1936-1939; Forrest H. Paradise, deceased December 4, 1994, Selectman 1952-1957, Town Meeting Member 1950-1960; Ambrose Reader, deceased May 24, 1994, Town Meeting Member 1958-1959; Jean R. Silva, deceased November 23, 1994, School Department 1977-1994; Reginald Horman, deceased April 2, 1995, Billerica Police Department 1930-1947, Billerica Fire Department 1947-1968; Joseph H. Johnson, deceased April 1, 1995, Board of Appeals 1963-1969, Associate Member of the Board of Appeals 1979-1992, Housing Authority 1963-1981; Joseph R. Montanari, deceased January 8, 1995, Town Meeting Member 1977-1986 and 1989-1993, Council for Aging Senior Aide.

The Special Vocal Ensemble sang selections from the Spring Musical, "Anything Goes."

Dr. Thomas Sharkey and School Committee Vice-Chairperson Maureen Collins-Rea presented medals to the Salutatorian and Valedictorian of the Billerica High School graduating class. This year's salutatorian is Christopher Roncari, son of Philip and Carol Roncari of Bear Hill Road. Valedictory honors went to Catherine Legg, daughter of Geoffrey and Janet Legg of Savoy Street, the highest ranking student out of 353 graduating seniors. A standing ovation was given these deserving young people for their outstanding academic achievements.

Moderator Sullivan appointed Gilbert Moreira to serve as Deputy Moderator. The body unanimously ratified the Moderator's appointee. Gilbert Moreira was then sworn in by the Moderator.

It was moved, seconded and VOTED to accept the warrant as duly served by the Constable.

It was moved, seconded and VOTED to dispense with the reading of the articles in the warrant.

Bernie Hoar, Chairman of the Town Meeting Action Committee, gave the report on the status of all articles in the 1994 warrants. It was moved, seconded and VOTED to accept the report of the Committee.

Water and Sewer District Study Committee Chairman Hoar gave the Committee Report. It was moved, seconded and VOTED to accept the report of the Committee.

ARTICLE 1

Selectman Secretary Rawlings moved to dismiss Article 1. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED unanimously.

ARTICLE 2

Finance Committee Chairman Pearson moved to set the salaries of the following six elected officers of the Town as follows:

Selectmen, Chairman	1,535.00
Selectmen, Members (4)	1,315.00
Town Clerk	52,899.00

Seconded.

The motion as presented CARRIED unanimously.

ARTICLE 3

Selectman Cangiamila moved to transfer the sum of $1,315.00 from Account #122-5110, Selectmen's Salary Account to Account #541-5800, Council on Aging. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 4

Selectman Secretary Rawlings moved to postpone Article 4 until the last order of business of the Annual Spring Town Meeting. Seconded.

The Finance Committee concurred.

The motion CARRIED.

ARTICLE 5

Selectman Secretary Rawlings moved to dismiss Article 5. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 6

Selectman Secretary Rawlings moved to dismiss Article 6. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 7

Selectman Secretary Rawlings moved to dismiss Article 7. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 8

Selectman Secretary Rawlings moved to dismiss Article 8. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 9

Selectman Secretary Rawlings moved that the Town adopt, pursuant to Article 5 of the Billerica Home Rule Charter, the following proposed line item budget for fiscal year 1995-96 as proposed by the Finance Committee and that monies be raised and appropriated to fund said budget. Seconded.

Moderator Sullivan explained the "hold" system which will be utilized in dealing with the budget.

Deputy Moderator Moreira assumed the chair and proceeded to read each line item in the budget. Following the reading of the line item budget, the Moderator assumed the chair.

Rep. Moreira moved that all line items not held be passed according to the Finance Committee recommendations. Seconded.

The motion to accept CARRIED.

Account #123-5110-Personnel-Town Administrator

Finance Committee moved the sum of $185,906.00 to fund Account #123-5110. Seconded.

The motion as presented CARRIED.

Account #135-5110-Personnel-Town Accountant

Finance Committee moved the sum of $144,243.00 to fund Account #135-5110. Seconded.

The motion as presented CARRIED.

Account #141-5110-Personnel-Assessor

Finance Committee moved the sum of $173,689.00 to fund Account #141-5110. Seconded.

The motion as presented CARRIED.

Account #141-5120-Permanent Part-Time-Assessor

Finance Committee moved the sum of $17,524.00 to fund Account #141-5120. Seconded.

Rep. Flynn moved to amend the figure to $18,224.00, the money to be retroactive. Seconded.

The motion for $18,224.00 CARRIED.

Account #151-5200-Contract Services-Legal Department

Finance Committee moved the sum of $141,000.00 to fund Account #151-5200, Contract Services, Legal Department. Seconded.

The motion for $141,000.00 CARRIED.

Account #175-5800-Capital Outlay-Planning Board

Finance Committee moved the sum of "zero" to fund Account #175-5800. Seconded.

The motion for "zero" CARRIED.

Account #541-5120-Permanent Part-time-Council on Aging

Finance Committee moved the sum of $65,897.00 to fund Account #541-5120. Seconded.

The motion for $65,897.00 CARRIED.

Rep. Moreira moved to adjourn until Thursday night at 7:30 p.m. Seconded.

Motion to adjourn CARRIED.

The first session of the Spring Town Meeting adjourned at 9:59 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Second Session - May 4, 1995

Prior to the start of Town Meeting, Precincts 3 and 10 held caucuses to fill Town Meeting Member vacancies.

Precinct 3: Lee A. Scalzilli
13 Lamont Street

Precinct 10: Mary S. Grose
65 Gray Street

Precinct 10 elected Joan McNamara, 17 Patten Road, to serve on the Committee on Rules.

Moderator Sullivan requested a quorum count. With one hundred forty-five (145) Town Meeting Members present, the Town Meeting was declared in session at 7:40 p.m.

Moderator Sullivan announced that Rachel Mallett and Sally Markarian have served as Town Meeting Members for 25 years. She presented Rep. Markarian with a plaque. As Rachel Mallett was not present, her plaque will be presented at a later date.

Rep. Moreira moved to postpone action on the Police Budget, the 210 accounts, until the last order of business within this budget. Seconded.

The motion to postpone the Police Budget LOST.

It was moved, seconded and VOTED to make Article 55 the first order of business on Thursday, May 11.

It was moved, seconded and VOTED to make Article 57 the first order of business on Tuesday, May 23.

It was moved, seconded and VOTED to move Article 58 to the first order of business on Tuesday, May 16.

It was moved, seconded and VOTED to move Article 28 to the first order of business on Tuesday, May 9.

Account #210-5110-Personnel-Police Department

The Finance Committee moved the sum of $3,234,272.00 to fund Account #210-5110. Seconded.

Rep. Fay, speaking as a Town Meeting Member, questioned the educational incentive provision (the Quinn Bill). After a lengthy presentation, he moved to amend the salary account to $3,034,272.00 and that Town Meeting direct the Chief of Police and the Town Administrator to give every Town Meeting Member, in ten days, a list by Police Officer of the budgeted amount for the Police incentive for fiscal year 1996, and also to include the overtime account that was budgeted for their incentive. Seconded.

Much discussion, heated at times, ensued.

Rep. Dampolo moved the question. Seconded.

With one hundred twenty-five (125) voting in favor and eight (8) opposed, the motion to end debate CARRIED.

The motion for $3,234,272.00 to fund this account CARRIED.

Account #210-5130-Overtime-Police Department

Finance Committee moved the figure of $245,000.00 to fund Account #210-5130. Seconded.

Slight discussion ensued. Rep. Newman moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion for $245,000.00 CARRIED.

Account #220-5110-Personnel-Fire Department

The Finance Committee moved the sum of $3,316,573.00 to fund Account #220-5110. Seconded.

Rep. Delorey addressed the manning of the Fire Department.

The motion for $3,316,573.00 CARRIED.

Account #220-5130-Overtime-Fire Department

The Finance Committee moved the sum of $245,000.00 to fund Account #220-5130. Seconded.

The motion for $245,000.00 CARRIED.

Account #220-5400-Supplies & Expenses-Fire Department

The Finance Committee moved the sum of $127,450.00 to fund Account #220-5400. Seconded.

The motion for $127,450.00 CARRIED.

Account #220-5200-Contract Services-Fire Department

The Finance Committee moved to raise and appropriate the sum of $53,861.00 and to transfer from fiscal year 1994 Free Cash the amount of $82,500.00 for a total of $136,361.00 to fund Account #220-5200. Seconded.

The Moderator took the vote on each portion of the motion separately. The motion to raise and appropriate $53,861.00 CARRIED unanimously.

The motion to transfer $82,500.00 CARRIED unanimously.

Account #220-5250-Utilities-Fire Department

The Finance Committee moved the sum of $46,306.00 to fund Account #220-5250. Seconded.

The motion for $46,306.00 CARRIED.

Account #220-5800-Capital Outlay-Fire Department

The Finance Committee moved the sum of $3,900.00 to fund Account #220-5800. Seconded.

The motion for $3,900.00 to fund this account CARRIED.

Account #241-5110-Personnel-Building Department

The Finance Committee moved the sum of $304,491.00 to fund Account #241-5110. Seconded.

The motion for $304,491.00 to fund this account CARRIED.

Account #241-5226-Car Allowance-Building Department

The Finance Committee moved the sum of $17,400.00 to fund Account #241-5226. Seconded.

The motion for $17,400.00 to fund this account CARRIED.

Account #510-5110-Personnel-Board of Health

The Finance Committee moved the sum of $84,307.00 to fund Account #510-5110. Seconded.

The motion for $84,307.00 for this account CARRIED.

Account #422-5200-Contract Services-Highway Department

The Finance Committee moved the sum of $34,174.00 to fund Account #422-5200. Seconded.

The motion for $34,174.00 to fund this account CARRIED.

Account #422-5220-Paving/Drainage-Highway Department

The Finance Committee moved the sum of $75,000.00 to fund Account #422-5220. Seconded.

Rep. Tracy questioned what action had been taken on the resolution passed at the October 1994 Town Meeting that 50% of the gas tax monies go to street maintenance. Selectman Hurd responded.

Rep. John D. McKenna moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion for $75,000.00 to fund this account CARRIED.

Rep. Tufts questioned the quorum. Seconded.

With one hundred forty-one (141) Town Meeting Members present, the meeting continued.

Account #300-TOTAL-Billerica Schools

The Finance Committee moved to raise and appropriate $29,505,018.00 and to transfer $637,412.00 from the following accounts for a total budget of $30,142,430.00 for the operation and maintenance of the Billerica Public School for fiscal year 1996:

	From:	
92470-7015 FY94	Early Retirement Acct.	34,000.00
92470-7015 FY95	Early Retirement Acct.	34,000.00
19370-5313 FY95	Budget Item for Early Retire.	35,000.00
91070-7013 FY94	Hospitalization Acct. Balance	78,235.00
91070-7013 FY95	Hospitalization Acct. Balance	70,000.00
91070-7021 FY94	Workmens' Comp. Balance	5,430.00
91070-7041 FY95	FICA Account	15,000.00
91070-7041 FY94	FICA Account Balance	14,133.00
010-35-900 FY 94	Free Cash	351,614.00
	Total	637,412.00

Seconded.

Several questions regarding computer equipment and overcrowding in the schools were raised and addressed by Dr. Calabrese.

Rep. Hoar moved to end debate. Seconded.

With one hundred thirteen (113) voting in favor and ten (10) opposed, the motion to end debate CARRIED.

The Moderator divided the question for the vote. The motion to raise and appropriate $29,505,018.00 CARRIED.

The motion to transfer $637,412.00 from the various accounts listed CARRIED unanimously.

Rep. Moreira moved to adjourn until Tuesday, May 9th at 7:30 p.m. Seconded.

The motion to adjourn CARRIED.

The second session of the Annual Spring Town Meeting adjourned at 10:15 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Third Session - May 9, 1995

A quorum count was requested. With one hundred thirty (130) Town Meeting Members present, the Town Meeting was declared in session at 7:37 p.m.

Rep. Moreira moved that Account #610-5110-Personnel-Public Library be moved until after Article 28. Seconded.

The motion to move Account #610-5110 CARRIED.

ARTICLE 28

Rep. Wood moved that the Town appropriate no more than $30,000.00 to construct a sidewalk on Baldwin Road, from Urban Street to the first entrance of Putney Circle, a distance of approximately one thousand (1,000) feet. Seconded.

The Finance Committee did not recommend this article.

Diane Dagavarian, petitioner, came forward to speak on the article.

Town Administrator Mercier acknowledged that this is a busy street but urged Town Meeting not to vote this and let the Public Works address the problem.

Rep. Pasho questioned the feasibility of installing sidewalks if the Town does not have the capability of plowing and maintaining them.

Discussion continued. Rep. Dampolo moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion as presented CARRIED.

Rep. Morrissey moved for reconsideration of Article 28. Seconded.

The motion for reconsideration LOST.

Account #610-5110-Personnel-Public Library

Selectman Secretary Rawlings moved to transfer $9,886.00 from the County Dog Fund Grant and to raise and appropriate the sum of $182,135.00 for a total of $192,021.00 to fund this account. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

Account #710-7550-Town Debt Interest

Selectman Secretary Rawlings moved to transfer the sum of $18,574.00 from 1980 Water Filtration Grant and to raise and appropriate the sum of $858,477.00 for a total of $877,051.00 to fund this account. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

Account #193-5304-School Building Insurance

The Finance Committee moved the sum of $66,000.00 to fund this account. Seconded.

The motion as presented CARRIED.

Account #155-5884-T/G Computer

The Finance Committee moved the sum of $91,000.00 to fund Account #155-5880. Seconded.

The motion for $91,000.00 CARRIED.

Professional Training Account

The Finance Committee moved the sum of $12,000.00 to fund the Professional Training Account. Seconded.

The motion for $12,000.00 to fund this account CARRIED.

Account #193-5310-Memorial Day/Homecoming

The Finance Committee moved the sum of $10,000.00 to fund Account #193-5310. Seconded.

Ralph Krau and Don Donati, Co-Chairmen of the Yankee Doodle Homecoming spoke on the need for additional "seed" money and presented an overview of the expenses for the last four years. It was stated that $6,000.00 of the money would be for the Homecoming Weekend.

The motion for $10,000.00 to fund this account CARRIED.

Account #193-5306-Town Report

The Finance Committee moved the sum of $7,500.00 to fund this account. Seconded.

Rep. Wilson moved to amend the article by adding the following: "that a committee of five (5) persons, to be appointed by the Moderator to consist of one (1) member of the Finance Committee, one (1) member from the Town Clerk's Office and three (3) members of the Moderator's choice to reconstruct the Annual Town Report". Seconded

The motion for $7,500.00 to fund Account #193-5306 CARRIED.

The motion to create a five-member committee was put to a vote. The motion CARRIED.

Account #193-5308-Town Audit

The Finance Committee moved the sum of $30,000.00 to fund Account #193-5308. Seconded.

After moderate discussion, the motion for $30,000.00 to fund this account CARRIED.

Rep. Moreira moved to ratify and affirm all action taken on Article 9. Seconded.

The motion CARRIED.

FISCAL YEAR 1996 BUDGET

ACCOUNT		TRANSFERS	R&A	TOTAL
122 - BOARD OF SELECTMEN				
	5110 - Personnel		45,048.00	
	5400 - Supplies & Expenses		8,500.00	
	5200 - Contract Services		8,175.00	
	5710 - Travel - In State		500.00	62,223.00
123 - TOWN ADMINISTRATOR				
*	5110 - Personnel		185,906.00	
	5120 - Permanent Part-Time		0.00	
	5400 - Supplies & Expenses		0.00	
	5200 - Contract Services		1,232.00	
	5226 - Car Allowance		2,400.00	189,538.00
135 - TOWN ACCOUNTANT				
*	5110 - Personnel		144,243.00	
	5400 - Supplies & Expenses		625.00	
	5200 - Contract Services		10,260.00	
	5880 - Capital Outlay		0.00	155,128.00
145 - TREASURER/COLLECTOR				
	5110 - Personnel		273,074.00	
	5400 - Supplies & Expenses		7,000.00	
	5200 - Contract Services		65,613.00	
	5710 - Travel - In State		400.00	
	5880 - Capital Outlay		12,675.00	
	5226 - Car Allowance		0.00	358,762.00

ACCOUNT			TRANSFERS	R&A	TOTAL
152	-	**PERSONNEL DEPARTMENT**			
		5110 - Personnel		11,193.00	
		5400 - Supplies & Expenses		0.00	
		5200 - Contract Services		0.00	
		5880 - Capital Outlay		0.00	11,193.00
141	-	**ASSESSOR**			
	*	5110 - Personnel		173,689.00	
	*	5120 - Permanent Part-Time		18,224.00	
		5400 - Supplies & Expenses		1,495.00	
		5200 - Contract Services		16,413.00	
		5218 - Legal		0.00	
		5226 - Car Allowance		1,500.00	211,321.00
161	-	**TOWN CLERK**			
		5110 - Personnel		116,518.00	
		5400 - Supplies & Expenses		500.00	
		5200 - Contract Services		2,135.00	
		5800 - Capital Outlay		6,000.00	125,153.00
543	-	**VETERANS' SERVICES**			
		5110 - Personnel		67,917.00	
		5400 - Supplies & Expenses		30.00	
		5200 - Contract Services		65.00	
		5226 - Car Allowance		840.00	
		5280 - Veterans' Benefits		280,000.00	348,852.00
192	-	**TOWN HALL**			
		5110 - Personnel		27,221.00	
		5400 - Supplies & Expenses		59,753.00	
		5200 - Contract Services		104,568.00	191,542.00
151	-	**LEGAL DEPARTMENT**			
		5110 - Personnel		0.00	
	*	5200 - Contract Services		141,000.00	141,000.00
163	-	**BOARD OF REGISTRARS**			
		5110 - Personnel		59,878.00	
		5400 - Supplies & Expenses		4,613.00	
		5200 - Contract Services		3,820.00	68,311.00
162	-	**ELECTION DEPARTMENT**			
		5110 - Personnel		28,425.00	
		5400 - Supplies & Expenses		600.00	
		5200 - Contract Services		5,620.00	
		5880 - Capital Outlay		17,804.00	52,449.00
175	-	**PLANNING BOARD**			
		5110 - Personnel		79,839.00	
		5130 - Overtime		1,500.00	
		5400 - Supplies & Expenses		850.00	
		5200 - Contract Services		2,100.00	
	*	5880 - Capital Outlay		0.00	84,289.00

ACCOUNT			TRANSFERS	R&A	TOTAL
176	-	**BOARD OF APPEALS**			
		5110 - Personnel		30,215.00	
		5130 - Overtime		1,500.00	
		5400 - Supplies & Expenses		500.00	
		5200 - Contract Services		100.00	32,315.00
131	-	**FINANCE COMMITTEE**			
		5120 - Permanent Part-Time		1,546.00	
		5400 - Supplies & Expenses		50.00	
		5200 - Contract Services		1,460.00	3,056.00
171	-	**CONSERVATION COMMISSION**			
		5110 - Personnel		52,457.00	
		5120 - Permanent Part-Time		16,679.00	
		5400 - Supplies & Expenses		156.00	
		5200 - Contract Services		665.00	
		5226 - Car Allowance		0.00	69,957.00
541	-	**COUNCIL ON AGING**			
	*	5120 - Permanent Part-Time		65,897.00	
		5400 - Supplies & Expenses		750.00	
		5200 - Contract Services		14,828.00	
		5250 - Utilities		600.00	
		5226 - Car Allowance		1,200.00	
		5800 - Capital Outlay		1,500.00	84,775.00
691	-	**HISTORICAL COMMISSION**			
		5400 - Supplies & Expenses		100.00	
		5200 - Contract Services		500.00	600.00
561	-	**HANDICAP COMMISSION**			
		5400 - Supplies & Expenses		200.00	
		5200 - Contract Services		0.00	
		5710 - Travel - In State		300.00	500.00
563	-	**HOUSING PARTNERSHIP**			
		5150 - Temporary Employees		100.00	
		5400 - Supplies & Expenses		0.00	100.00
129	-	**CABLE ADVISORY COMMITTEE**			
		5400 - Supplies & Expenses		25.00	
		5200 - Contract Services		0.00	25.00
210	-	**POLICE DEPARTMENT**			
	*	5110 - Personnel		3,234,272.00	
		5120 - Permanent Part-Time		0.00	
	*	5130 - Overtime		245,000.00	
		5140 - Longevity		6,197.00	
		5400 - Supplies & Expenses		140,870.00	
		5200 - Contract Services		116,900.00	
		5800 - Capital Outlay		47,500.00	3,790,739.00

ACCOUNT			TRANSFERS	R&A	TOTAL
231	-	**AMBULANCE**			
		5110 - Personnel		298,458.00	
		5120 - Permanent Part-Time		0.00	
		5130 - Overtime		77,000.00	
		5400 - Supplies & Expenses		15,674.00	
		5200 - Contract Services		4,675.00	395,807.00
220	-	**FIRE DEPARTMENT**			
	*	5110 - Personnel		3,316,573.00	
	*	5130 - Overtime		245,000.00	
	*	5400 - Supplies & Expenses		127,450.00	
	*	5200 - Contract Services	82,500.00	53,861.00	
	*	5250 - Utilities		46,306.00	
	*	5800 - Capital Outlay		3,900.00	3,875,590.00
291	-	**EMERGENCY MANAGEMENT**			
		5110 - Personnel		7,160.00	
		5400 - Supplies & Expenses		8,000.00	15,160.00
292	-	**DOG OFFICER**			
		5110 - Personnel		36,135.00	
		5400 - Supplies & Expenses		1,880.00	
		5200 - Contract Services		3,949.00	41,964.00
424	-	**STREET LIGHTING**			
		5200 - Contract Services		196,907.00	196,907.00
241	-	**BUILDING DEPARTMENT**			
	*	5110 - Personnel		304,491.00	
		5140 - Longevity		3,996.00	
		5150 - Temporary Employees		5,000.00	
		5400 - Supplies & Expenses		6,850.00	
		5200 - Contract Services		7,698.00	
		5800 - Capital Outlay		1,350.00	
	*	5226 - Car Allowance		17,400.00	346,785.00
244	-	**SEALER OF WEIGHTS**			
		5120 - Permanent Part-Time		4,980.00	
		5400 - Supplies & Expenses		320.00	
		5200 - Contract Services		1,110.00	6,410.00
510	-	**BOARD OF HEALTH**			
	*	5110 - Personnel		84,307.00	
		5120 - Permanent Part-Time		21,076.00	
		5130 - Overtime		0.00	
		5140 - Longevity		2,428.00	
		5400 - Supplies & Expenses		604.00	
		5200 - Contract Services		24,107.00	
		5226 - Car Allowance		5,500.00	
		5800 - Capital Outlay		500.00	138,522.00

ACCOUNT		TRANSFERS	R&A	TOTAL
522 - PUBLIC HEALTH NURSES				
5110 - Personnel			32,190.00	
5120 - Permanent Part-Time			0.00	
5400 - Supplies & Expenses			1,475.00	
5200 - Contract Services			1,750.00	
5226 - Car Allowance			600.00	36,015.00
525 - SANITARIAN				
5120 - Permanent Part-Time			0.00	
5200 - Contract Services			9,110.00	9,110.00
421 - PUBLIC WORKS ADMINISTRATION				
5110 - Personnel			203,056.00	
5130 - Overtime			500.00	
5140 - Longevity			5,511.00	
5400 - Supplies & Expenses			2,300.00	
5200 - Contract Services			3,920.00	
5800 - Capital Outlay			0.00	215,287.00
410 - PUBLIC WORKS ENGINEER				
5110 - Personnel			162,020.00	
5130 - Overtime			2,000.00	
5400 - Supplies & Expenses			6,675.00	
5200 - Contract Services			1,500.00	172,195.00
422 - HIGHWAY DEPARTMENT				
5110 - Personnel			461,863.00	
5130A - Overtime Regular			30,000.00	
5130B - Overtime Snow			40,000.00	
5140 - Longevity			0.00	
5150 - Temporary Employees			15,720.00	
5400 - Supplies & Expenses			165,055.00	
5200 - Contract Services	*		34,174.00	
5220 - Paving/Drainage	*		75,000.00	
5278 - Snow & Sand			275,000.00	1,096,812.00
441 - SEWER DEPARTMENT				
5110 - Personnel			662,977.00	
5130 - Overtime			70,000.00	
5400 - Supplies & Expenses			289,522.00	
5200 - Contract Services			256,000.00	
5250 - Utilities			354,525.00	1,633,024.00
650 - PARKS AND TREES				
5110 - Personnel			109,637.00	
5130 - Overtime			9,000.00	
5150 - Temporary Employees			15,000.00	
5400 - Supplies & Expenses			21,050.00	
5200 - Contract Services			8,550.00	
5800 - Capital Outlay			0.00	163,237.00

ACCOUNT			TRANSFERS	R&A	TOTAL
492	-	**MOTOR EQUIPMENT**			
		5110 - Personnel		91,049.00	
		5130 - Overtime		16,500.00	
		5400 - Supplies & Expenses		128,115.00	
		5200 - Contract Services		32,326.00	
		5250 - Utilities		0.00	267,990.00
453	-	**WATER TREATMENT**			
		5110 - Personnel		479,961.00	
		5130 - Overtime		41,200.00	
		5400 - Supplies & Expenses		263,435.00	
		5200 - Contract Services		67,755.00	
		5250 - Utilities		328,000.00	
		5800 - Capital Outlay		0.00	1,180,351.00
452	-	**WATER MAINTENANCE**			
		5110 - Personnel		190,007.00	
		5130 - Overtime		50,000.00	
		5132 - Flushing Program		15,000.00	
		5400 - Supplies & Expenses		32,500.00	
		5200 - Contract Services		23,790.00	
		5226 - Car Allowance		0.00	
		5800 - Capital Outlay		0.00	311,297.00
451	-	**WATER BILLING**			
		5110 - Personnel		95,892.00	
		5130 - Overtime		1,000.00	
		5400 - Supplies & Expenses		11,715.00	
		5200 - Contract Services		15,400.00	124,007.00
454	-	**CUSTOMER ASSISTANCE SECTION**			
		5110 - Personnel		89,029.00	
		5130 - Overtime		2,500.00	
		5400 - Supplies & Expenses		8,040.00	
		5200 - Contract Services		3,222.00	
		5226 - Car Allowance		4,400.00	107,191.00
300	-	**BILLERICA SCHOOLS**			
	*	300 - Total	637,412.00	29,505,018.00	30,142,430.00
310	-	**SHAWSHEEN TECHNICAL**			
		5300 - Operating Costs		2,929,362.00	
		5800 - Capital Costs		347,305.00	3,276,667.00
610	-	**PUBLIC LIBRARY**			
	*	5110 - Personnel	9,886.00	182,135.00	
		5120 - Permanent Part-Time		147,564.00	
		5400 - Supplies & Expenses		57,865.00	
		5200 - Contract Services		27,133.00	
		5250 - Utilities		24,000.00	
		5710 - Travel - In State		0.00	448,583.00

ACCOUNT		TRANSFERS	R&A	TOTAL
630 -	**RECREATIONAL DEPARTMENT**			
	5110 - Personnel		66,382.00	
	5120 - Permanent Part-Time		30,485.00	
	5400 - Supplies & Expenses		5,025.00	
	5200 - Contract Services		9,820.00	
	5250 - Utilities		525.00	
	5710 - Travel - In State		0.00	
	5800 - Capital Outlay		0.00	112,237.00
491 -	**CEMETERY DEPARTMENT**			
	5110 - Personnel		145,521.00	
	5130 - Overtime		20,594.00	
	5400 - Supplies & Expenses		10,460.00	
	5200 - Contract Services		10,089.00	
	5250 - Utilities		0.00	
	5710 - Travel - In State		0.00	
	5800 - Capital Outlay		800.00	187,464.00
	710-7150 - Town Debt-Principal		2,295,196.00	
	710-7160 - School Debt-Principal		564,596.00	
	710-7180 - New Debt-Town Principal		450,000.00	
	710-7190 - New Debt-School Principal		70,000.00	
*	710-7550 - Town Debt-Interest	18,574.00	858,477.00	
	710-7560 - School Debt-Interest		167,028.00	
	710-7580 - New Debt Int.-Town		390,000.00	
	710-7590 - New Debt Int.-School		45,500.00	
	710-7130 - Temporary Borrowing		115,000.00	
	710-7170 - Exempt 2.5-Principal		210,000.00	
	710-7570 - Exempt 2.5-Interest		41,820.00	
710 -	**TOTAL DEBT SERVICE**			5,226,191.00
	193-5302 - Town Building Insurance		260,000.00	
*	193-5304 - School Building Insurance		66,000.00	
	910-7012 - Town Group Insurance		1,201,585.00	
	910-7013 - School Group Insurance		1,666,489.00	
	910-7020 - Town Worker's Comp.		183,483.00	
	910-7021 - School Worker's Comp.		248,000.00	
	910-7030 - Town Unemployment Comp.		500.00	
	910-7031 - School Unemployment Comp.		500.00	
	910-7040 - FICA-Town		54,000.00	
	910-7041 - FICA-School		80,000.00	
	156-5254 - Town Telephone Service		73,000.00	
*	155-5880 - T/G Computer		91,000.00	
	155-5420 - T/G General Off. Supplies		33,000.00	
	155-5239 - T/G Maint. & Repair		38,500.00	
	155-5422 - T/G Custod. Supplies		10,000.00	
	193-5241 - Prof. Cleaning Service		12,000.00	
	*Professional Training		12,000.00	
	Fleet Leasing		0.00	
	433-5285 - Solid Waste		1,595,000.00	
	459-5287 - VFW-P, DAV, VFW-S		800.00	
	910-7050 - Connell/Strunk/Husson		4,415.00	
	910-7051 - Police/Fire Medical Exam.		24,000.00	
	Early Retirement Incentive		0.00	
*	193-5310 - Memorial Day/Homecoming		10,000.00	

ACCOUNT	TRANSFERS	R&A	TOTAL
* 193-5306 - Town Report		7,500.00	
* 193-5308 - Town Audit		30,000.00	
193-5312 - Reserve Fund		50,000.00	
1995 Retirements		57,000.00	
T/G Early Ret. Stab.		5,000.00	
P/E Early Ret. Stab.		0.00	
T/G Scholarship		1,250.00	
P/E Scholarship		1,250.00	
Abandoned Buildings		10,000.00	
T/G ADA Inspector		3,000.00	
Professional BPAA Merit Wages		1,000.00	
TOTAL UNCLASSIFIED ACCTS.			5,830,272.00
TOTAL BUDGET TRANSFERS	$748,372.00		
TOTAL BUDGET RAISE & APPROPRIATES		$60,790,961.00	
TOTAL BUDGET FOR FY 1996			$61,539,333.00

ARTICLE 10

Finance Committee Chairman Pearson moved Article 10 as written in the warrant. Seconded

The Finance Committee does not recommend passage of this article. A minority report was given by Rep. DeSimone.

Moderate discussion ensued.

Rep. Dampolo moved the question. Seconded.

With one hundred forty (140) Town Meeting Members voting in favor and one (1) opposed, the motion to end debate CARRIED.

The motion as presented LOST.

ARTICLE 11

Selectman Rawlings moved to allow the Town Administrator, upon the request of a Department Head or Board or Commission to make a transfer of funds between budget line items, not to exceed a difference of $3,000.00 from the amount voted at Town Meeting per line item per the fiscal year, with the exclusion of the Travel Accounts within the same department; transfers within department line items in excess of $3,000.00 per fiscal year must be approved by the Finance Committee; a written report from the Town Administrator on all transfers $3,000.00 and under must be provided to the Finance Committee on the first Tuesday of each month. Seconded.

The Finance Committee concurred.

Rep. Delorey moved to amend the article by adding the words "and overtime" between the words "exclusion of the travel accounts" and "within the same department". Seconded.

Rep. Newman moved to end debate. Seconded. The motion to cut off debate CARRIED unanimously.

The amendment as presented by Rep. Delorey LOST.

The main motion as presented CARRIED.

ARTICLE 12

Selectman Rawlings moved to postpone Article 12 until the next to the last item of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 13

Selectman Rawlings moved to postpone Article 13 until the third from the last item of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 14

Selectman Rawlings moved to postpone Article 14 until the fourth from the last item of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 15

Selectman Rawlings moved to postpone Article 15 until the fifth from the last order of business at this Town Meeting. Seconded.

Slight discussion ensued.

Rep. Moreira moved the question. Seconded.

With one hundred twenty-five (125) Town Meeting Members voting in favor and eleven (11) opposed, the motion to end debate CARRIED.

The motion as presented CARRIED.

It was moved and seconded to reconsider the vote on Article 15. The motion LOST.

ARTICLE 16

Selectman Rawlings moved to postpone Article 16 until the sixth from the last order of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 17

Selectman Rawlings moved to postpone Article 17 until the seventh from the last order of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 20

Selectman Rawlings moved to postpone Article 20 until the eighth from the last order of business at this Town Meeting. Seconded.

The motion CARRIED.

ARTICLE 21

Selectman Rawlings moved to postpone Article 21 until the ninth from the last order of business at this Town Meeting. Seconded.

Members of the Board of Health spoke against postponement.

The motion to postpone LOST.

ARTICLE 23

Rep. MacDonald moved to dismiss Article 23. Seconded.

The Finance Committee concurred.

The Selectmen concurred.

The motion to dismiss Article 23 CARRIED.

ARTICLE 25

Rep. Wood moved to dismiss Article 25. Seconded.

The Finance Committee concurred.

The Selectmen concurred.

The motion to dismiss Article 25 CARRIED.

ARTICLE 26

Selectman Rawlings moved to postpone Article 26 until the ninth from the last order of business at this Town Meeting. Seconded.

The motion to postpone CARRIED.

ARTICLE 27

Selectman Rawlings moved to postpone Article 27 until the tenth from the last order of business at this Town Meeting. Seconded.

The motion to postpone Article 27 CARRIED.

Rep. Moreira moved to adjourn until Thursday at 7:30 p.m. Seconded.

The motion to adjourn CARRIED.

The third session of the Town Meeting adjourned at 9:55 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Fourth Session - May 11, 1995

Prior to the start of Town Meeting, Precinct Two Caucused and elected Alan Ramos, 39 Mt. Pleasant Street as a Town Meeting Member.

Precinct Three caucused and elected Robert W. Solomon, 20 McGinness Way, as a Town Meeting Member.

A quorum count was taken. With one hundred fifty (150) Town Meeting Members present, the meeting was declared in session at 7:40 p.m.

Rep. Hoar moved Article 30 to the first order of business on May 18th. Seconded.

The motion CARRIED.

Rep. Hoar moved Article 31 to the second order of business on May 18th. Seconded.

The motion CARRIED.

Rep. Hoar moved Article 32 to the third order of business on May 18th. Seconded.

The motion CARRIED.

Rep. Hoar moved Article 33 to the fourth order of business on May 18th. Seconded.

The motion CARRIED.

Rep. McDowell moved Article 56 to the second order of business on Tuesday, May 16th. Seconded.

The motion CARRIED.

Rep. McLaughlin moved Article 37 to the third order of business on May 16th. Seconded.

The motion CARRIED.

ARTICLE 55

Rep. Moriconi moved to rezone from an Industrial District to a Village Residential District the whole or any part of land owned by William E. McCarthy on Cook Street in said Town, as described in the warrant. Seconded.

Attorney James Dangora, Counsel for the petitioner, was allowed forward to speak on the article.

The Finance Committee concurred.

Planning Board Chairman Noonan gave the report of the Public Hearing. A public hearing was held on December 12, 1994. Due notice was given in the Billerica Minuteman on November 25 and December 2, 1994. On a motion to recommend, the Board voted five (5) in favor, zero (0) opposed and two (2) absent to recommend this rezoning to Town Meeting.

Much discussion ensued. Residents and Representatives in the area, Police Safety Officer Tammaro and members of the Cook Street Study Committee all spoke in favor of the rezoning. The negative impact from the stated 35 to 43 new homes that could be built would be less than that generated by a 14-lot industrial subdivision.

Several Representatives raised concerns about the increased demands on services such as schools, water, sewer, trash, etc.

Rep. Flemming moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion to rezone this parcel from Industrial to Village Residence was put to a rising vote. With one hundred sixty-one (161) voting in favor and six (6) opposed, the motion CARRIED.

Rep. DeSimone moved to reconsider Article 55. Seconded.

The motion to reconsider LOST.

ARTICLE 18

Selectman Rawlings moved that the Town appropriate the sum of $1,500,000.00 for improvements to the Town's water treatment and distribution system, including analysis of the Town's water supply; the purchase, replacement or rehabilitation of Water Department equipment, including generator and electrical equipment at the Water Treatment Plant; the laying and relaying, lining and relining and extension of water mains; and all engineering and other costs incidental thereto; that to meet this appropriation the Treasurer with the approval of the Selectmen is

authorized to borrow $1,500,000.00 under G.L.c44, s.8; that the Selectmen are authorized to contract for and expend any federal or state aid available for the project; and that the Board of Selectmen is authorized to take any other action necessary to carry out this project. Seconded.

The Finance Committee concurred.

Town Administrator Mercier explained the intent of this article. This appropriation will be added to the previous authorization to allow him to go forward with soliciting bids for this project. Should the bids come in above the previous allotment, this will enable them to proceed. This project will include installing new pumps, installing and upgrading control mechanisms, retrofitting the existing pumps, installing and replacing and extending some of the water mains. This work should get rid of the brown water problem that has been plaguing the Town.

Thomas Morgan from Fay, Spoffard and Thorndike spoke on the scope of the project.

Discussion continued at length.

Rep. Dampolo moved the question. Seconded.

With one hundred forty-two (142) voting in favor and one (1) opposed, the motion to end debate CARRIED.

The motion as presented was put to a rising vote. With one hundred fifty-two (152) voting in favor and three (3) opposed, the motion CARRIED.

Rep. Tammaro moved that each speaker be limited to three minutes on each article and that each speaker be allowed to speak only once until all speakers have had the opportunity to speak. Seconded.

With seventy-five (75) voting in favor and sixty-seven (67) opposed, the motion LOST.

ARTICLE 19

Selectman Rawlings moved to dismiss Article 19. Seconded.

Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 21

Rep. Hoar moved to postpone Article 21 until the eleventh from the last order of business at this Town Meeting. Seconded.

With eighty-nine (89) voting in favor and thirty-four (34) opposed, the motion to postpone CARRIED.

ARTICLE 22

Selectman Rawlings moved to dismiss Article 22. Seconded. The Finance Committee concurred.

The motion to dismiss Article 22 CARRIED.

ARTICLE 24

Selectman Rawlings moved to dismiss Article 24. Seconded.

The Finance Committee concurred.

The motion to dismiss Article 24 CARRIED.

ARTICLE 29

Selectman Rawlings moved to authorize the Board of Selectmen to acquire the following rights in land parcels for the purpose of obtaining secure and public rights-of-way or easements. This action is in connection with the construction of signalization and safety improvements at Boston Road and Treble Cove Plaza.

PLATE 22, Parcel 122
Approximately 6,250 sq. ft.

Furthermore, that the Board of Selectmen may acquire these rights-of-way or easements or modifications of these through all legal means. This includes gifts, purchase, or eminent domain. Seconded.

The Finance Committee concurred.

The Town Administrator explained the intent of the Article. DeMoulas has agreed to install traffic signals at the entrance to the Treble Cove Shopping Center at no cost to the Town once the rights-of-way or easements are secured.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented was put to a rising vote. With one hundred fifty (150) voting in favor and zero (0) opposed, the motion CARRIED.

ARTICLE 34

Selectman Rawlings moved to authorize the Board of Selectmen to accept a parcel of land shown on a plan of land recorded at the Middlesex North District Registry of Deeds in Plan Book 187, Plan 94 as Parcel #1, containing 24,267 square feet, to be utilized for the purpose of laying out a street. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 35

Selectman Rawlings moved to adopt the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 41C Statutory Exemption - Elderly. Seconded.

The Finance Committee concurred.

Principal Assessor Richard Scanlon explained this article. Several Representatives spoke in favor of the article.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 36

Rep. Moreira moved to request the Board of Selectmen to submit to the next session of the Legislature a petition to exempt from the provisions of Civil Service, Chapter 31 of Massachusetts General Laws, the clerical position in the office of the Council on Aging. Seconded.

The Rules Committee did not recommend this article.

The Finance Committee recommended this article with the following amendment: to strike the words "the next session of". Seconded.

The amendment to strike "the next session of" CARRIED unanimously.

Discussion continued. Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

A rising vote was taken on the motion as amended. With one hundred (100) voting in favor and thirty-six (36) opposed, the motion CARRIED.

Rep. Moreira moved to adjourn until Tuesday night at 7:30 p.m. Seconded.

The motion CARRIED.

The fourth session of the Annual Spring Town Meeting adjourned at 10:06 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Fifth Session - May 16, 1995

A quorum count was taken. With one hundred twenty-two (122) Town Meeting Members present, the fifth session of the Spring Town Meeting was declared in session at 7:38 p.m.

Moderator Sullivan presented a plaque to Rachel Mallett for twenty-five years of continuous years as an Elected Town Meeting Representative.

ARTICLE 58

Rep. Flemming moved to amend the Zoning By-Laws of the Town by adding subsection to the Zoning By-Law Section 5.7.4:

P. The kenneling of up to 15 dogs shall be allowed by special permit as an accessory use to the Pet Shop or Veterinary use in the General Business District under the following restrictions:

1. There shall be at least 40 square feet per dog of outside kennel space on the site.
2. All kenneled dogs shall be kept indoors between the hours of 9:00 p.m. and 6:00 a.m.
3. Compliance with all applicable restrictions and laws as outlined in the Middlesex County Rules and Regulations, Chapter 140, Sections 137 (A) and 137 (C), and Massachusetts General Laws pertaining to dogs, and as they are amended.

Seconded.

Planning Board Chairman Noonan gave the Board's report. A public hearing was held April 24, 1995. Due notice was given in the Billerica Minuteman on April 6 and April 13, 1995. On a positive motion to recommend, the Board voted six (6) in favor and zero (0) opposed to recommend this article.

The Finance Committee recommended this article with the following amendment to item #2: that the hours be changed to read "9:00 p.m. and 7:30 a.m." Seconded.

Moderate debate ensued.

Rep. McLaughlin moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The amendment to change the hours to read "9:00 p.m. and 7:30 a.m." CARRIED.

The motion as amended was put to a rising vote. With one hundred forty-four (144) in favor and four (4) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 58. The motion LOST.

Approved by Attorney General August 4, 1995.

ARTICLE 56

Rep. Moreira moved to rezone from a Neighborhood Residence District to a General Business District the whole or any part of land owned by Grossman's Lumber Co., Inc. and Grossman's, Inc. on Boston Road in said Town bounded and described as printed in the warrant. Seconded.

The Finance Committee concurred.

James Dangora, Attorney for Jeremiah and Jerry O'Connor, petitioners, spoke on the article and gave a brief sketch of the proposed use of the property.

Planning Board Member Bossi gave the report of the Public Hearing held on February 27, 1995. Due notice was given in the Billerica Minuteman on February 2 and February 9, 1995. On a positive motion to recommend, the Board voted three (3) in favor, two (2) abstention and one (1) stepped down.

Several Representatives spoke in favor of this rezoning.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented was put to a rising vote. With one hundred fifty-eight (158) voting in favor and zero (0) opposed, the motion CARRIED.

Rep. DeSimone moved to reconsider Article 56. Seconded.

The motion to reconsider LOST.

Approved by Attorney General on August 4, 1995.

ARTICLE 37

Selectman Doyle moved to authorize the Board of Selectmen to petition the United States Congress to enact legislation designating portions of the Sudbury, Concord and Assabet Rivers as a Wild and Scenic River, in accordance with the Sudbury, Assabet and Concord River Conservation Plan; provided that such designation shall not include authorization for federal acquisition of land or the management of non-federal land. Seconded.

The Finance Committee concurred.

Cassie Thomas, Project Manager of the National Park Service explained this article and the impact the passage would have on Billerica.

Rita Sullivan, a property owner abutting the river spoke in opposition to this article. Property owners fear that federal involvement will infringe on and restrict the public's access to the river and property owner's rightful use of their land.

Rep. Tracey raised a concern that by designating the river as a Wild and Scenic River, it may restrict the Town's ability to make improvements to the water treatment and the wastewater treatment plants in future years.

Discussion continued at length when Rep. Morrissey moved the question. Seconded.

With one hundred thirty-five (135) in favor and eight (8) opposed, the motion to end debate CARRIED

The motion as presented CARRIED.

Rep. Moreira moved to reconsider Article 37. Seconded.

The motion to reconsider LOST.

ARTICLE 38

Selectman Rawlings moved to dismiss Article 38. Seconded.

The Finance Committee concurred.

The Rules Committee concurred.

The motion to dismiss Article 38 CARRIED.

ARTICLE 39

Rep. McDonald moved to amend the Town By-Laws, Article XII, by adding the following after Section 1, Paragraph 7:

7A: All employees subject to this By-Law whose compensation is a yearly salary that contains no steps shall have cost of living raises and/or normal salary adjustments of equal percentage to all other employees subject to this By-Law.

Seconded.

The Finance Committee did not recommend this article.

The Rules Committee recommended this article.

Rep. McDonald stated that at present this would include eight positions.

Rep. Tammaro moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 40

Rep. Moriconi moved Article 40 as written in the warrant. Seconded.

Finance Committee concurred.

Rules Committee did not recommend this article.

Rep. Krau moved to table Article 40. Seconded.

With one hundred ten (110) voting in favor and twenty-one (21) opposed, the motion to table CARRIED.

ARTICLE 41

Selectman Rawlings moved to dismiss Article 41. Seconded.

The Finance Committee concurred.

The Rules Committee concurred.

The motion to dismiss Article 41 CARRIED.

Rep. Arakalian moved to adjourn until Thursday at 7:30 p.m. Seconded.

The motion to adjourn CARRIED.

The fifth session of the Spring Town Meeting adjourned at 9:52 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Sixth Session - May 18, 1995

A quorum count was taken. With one hundred twenty-six (126) Town Meeting Members present, the sixth session of the Spring Town Meeting was declared in session at 7:40 p.m.

ARTICLE 30

Selectman Rawlings moved that the Town designate the following described areas as Economic Opportunity Area (EOA) as provided for under MGL, Chapter 23A, Sections 3A-3H, and to be called the "Billerica Avenue North" EOA; for a term of not more than twenty (20) years; and to provide property tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects.

Description: The land shown on the Town Assessor's maps revised 1/1/93 as Plate 1, Parcel 1 and containing 35.872 acres. Seconded.

The Finance Committee concurred.

State Rep. William Greene explained that a positive vote on this article and the next three articles would allow the Town to actively engage in dialogue with companies,

as well as individuals, who would be interested in occupying and/or expanding business within the designated areas under the Economic Development Incentive Program. Said program allows both the Town and the State to grant tax incentives to eligible businesses.

Kathy McCabe from the Mass. Office of Business Development spoke on this article. The intent of this proposal is to reinvigorate the industrial areas of the Town thus adding jobs and taxes to the Town.

Discussion ensued when Rep. Moreira moved the question. Seconded.

With one hundred forty-two (142) voting in favor and three (3) opposed, the motion to end debate CARRIED.

The motion as presented CARRIED unanimously.

ARTICLE 31

Selectman Rawlings moved that the Town designate the following described areas as Economic Opportunity Area (EOA) as provided for under MGL, Chapter 23A, Sections 3A-3H, and to be called the "Middlesex Turnpike North" EOA for a term of not more than twenty (20) years; and to provide property tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects.

Description: All Industrial District zoned land east of Route 3, south of Nutting Lake, Sunset Road and School Lane, west and north of Wyman Road, containing all of the parcels shown on the Tax Assessor's maps revised 1/1/93 and described as Plate 96 parcels 103-1, 103-2, 163-1, 108, 109, 164-1, 166-1, 158, 157, 137, 136-3, 155, 169-5, 136-1, 136-2-3, 136-2-2, 147-2, 146-2, 161, 160, 135, 159, 105-1, 104-1, 134, 138, 148, 149-1, 150-1, 151, 152-1, 43, 47, 48, 58, and 59; Plate 97 parcels 4-1, 4-2, 4-3, 95, 134-1, 133, 132, 131, 143, 144, 110, 109-1, 139-1, 111, 105-2-3, 105-1-3, 105-3-1, 105-4-1, 87-2-1, 113, 114-1, 142, 117-1, 120-1-2, 120-1-1, 121-1, 137-1, 125, 126-2, and 103-1; Plate 103 Parcels 1, 2, and 3-1; Plate 104, Parcels 2-2, 2-1, 2-3, 10-2, 10-1 and 10-3; and all roadways therein.

Seconded.

Finance Committee concurred.

There being no discussion, the motion was put to a vote. The motion as presented CARRIED unanimously.

ARTICLE 32

Selectman Rawlings moved to designate the following described areas as Economic Opportunity Area (EOA) as provided for under General Law c. 23A, Sections 3A-3H, and to be called the "Middlesex Turnpike South" EOA for a term of not more than twenty (20) years; and to provide property tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects,

Description: All Industrial District Zoned land south of the Shawsheen River, east of the Middlesex Turnpike, west of Wildcrest Avenue and north of the Burlington Town line, containing all of the parcels shown on the Town Assessor's map revised 1/1/95 and described as Plate 105, Parcels 132-3-2, 133-2-1, 131-3-2, 131-4, 131-5, 131-2-1, 127-1, 125, 133, 129, 126, and 177; Plate 106, Parcels 349-2-1, 335-1, 335-2, 366, 350-1; Plate 107, all parcels; Plate 108, all parcels; and Plate 109, all parcels and including all roadways therein.

Seconded.

Finance Committee concurred.

There being no discussion, the motion as presented CARRIED unanimously.

ARTICLE 33

Selectman Rawlings moved to designate the following described areas an Economic Opportunity Area (EOA) as provided for under MGL, Chapter 23A, Sections 3A-3H and to be called "Conford Road West" EOA for a term of not more than twenty (20) years; and to provide property tax relief in the form of tax increment financing (TIF) and/or special tax assessment (STA) to certified projects.

Description: All Industrial District zoned land west of Route 3 and south of the Concord River, containing all of the parcels shown on the Town Assessor's maps revised 1/1/95 and described as Plate 77, Parcels 152, 20, 158, 159 and 157; Plate 86, Parcels 108, 3, 2, 1, 18, 106 and 107; Plate 95, Parcels 129-10-5, 129-10-4, 129-5, 129-6-2, 129-8-1, 129-9, 24, 127, 136-3, 15, 139, 129-4-1 and 129-4-2; and all roadways included therein. Seconded.

The Finance Committee concurred.

There being no discussion, the motion as presented CARRIED unanimously.

ARTICLE 42

Rep. Smith moved to amend the Billerica General By-Laws as printed in the warrant. Seconded.

The Finance Committee concurred.

The Rules Committee recommended the article with the following amendment: Strike the entire "Section 2 - Penalty". Seconded.

Much discussion ensued when Rep. Moriconi moved the question on the amendment. Seconded.

The motion to end debate CARRIED unanimously.

The amendment to strike the Penalty Section of the article was put to a vote. With one hundred thirteen (113) in favor and twenty-five (25) opposed, the amendment CARRIED.

Selectman Doyle moved to amend the article by adding the words "with the approval of the Board of Selectmen" at the end of Section 1, paragraph 2. Seconded.

The amendment to add the words "with the approval of the Board of Selectmen" CARRIED.

Rep. Tammaro moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion with the amendments attached thereto was put to a vote. The motion LOST.

It was moved and seconded to reconsider Article 42. Reconsideration LOST.

ARTICLE 43

Rep. Hoar moved to amend Article 41 of the 1993 Annual Spring Town Meeting as printed in the warrant. Seconded.

The Finance Committee concurred.

Rep. Newman moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 44

Selectman Rawlings moved to accept the recommendations of the In-House Legal Counsel Study Committee as written in the warrant and that the Board of Selectmen, the Town Administrator and Town Counsel report back to the Fall, 1995 Town Meeting as to how they have implemented the accepted recommendations. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 45

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee moved to accept Ash Tree Lane for its entire length as shown on the approved Ricca Farm Definitive Subdivision plan, a way 50 feet wide and 500 feet, more or less, long. The report of the public hearing was given. Seconded.

The Finance Committee concurred.

The Planning Board concurred.

The motion to accept Ash Tree Lane CARRIED unanimously.

ARTICLE 46

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee moved to accept Ricca Farm Road for its entire length as shown on the approved Ricca Farm Definitive Subdivision plan; a way 50 feet wide and 1,270 feet, more or less, long. The report of the public hearing was given. Seconded.

The Finance Committee concurred.

The Planning Board concurred.

The motion to accept Ricca Farm Road CARRIED unanimously.

ARTICLE 47

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee moved to accept Stonehedge Circle for its entire length as shown on the approved Fox Hollow Definitive Subdivision plan; a way 50 feet wide and 1,800 feet, more or less, long. The report of the public hearing was given. Seconded.

The Finance Committee concurred.

The Planning Board concurred.

The motion to accept Stonehedge Circle CARRIED unanimously.

ARTICLE 48

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee moved to accept Hardwood Drive for its entire length as shown on the approved Hardwood Heights Definitive Subdivision plan; a way 50 feet wide and 2,560 feet, more or less, long. The report of the public hearing was given. Seconded.

The Finance Committee concurred.

The Planning Board concurred.

The motion to accept Hardwood Drive CARRIED unanimously.

ARTICLE 49

Selectman Rawlings moved to transfer to the Board of Selectmen for purposes of selling and conveying, and authorize the Board of Selectmen to sell and convey an easement in and/or sell and convey the property identified on the Town Assessor's Maps as Plate 17, Parcel 14, located on Water Street. Seconded.

The Finance Committee concurred.

Town Administrator Mercier explained that the current owner, in attempting to refinance his house, has found that the original plan was in error and his house is partially sited upon a Town-owned parcel of land. Passage of this article will allow the Town to negotiate a settlement to make this house lot a legal lot. The Engineering firm that originally did the work has acknowledged their error and will assist in correcting this problem.

Slight discussion ensued.

Rep. Newman moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 50

Selectman Doyle, Chairman of the Street Acceptance and Discontinuance Committee moved to discontinue Pillsbury Road as a public way, for a distance from Endleigh Avenue to dead end, a distance of 222 feet, a way 40 feet wide and 22 feet, more or less, long. Seconded.

The report of the public hearing was given. Pillsbury Road, formerly known as Delle Street, is a paper street with no homes. There is no need to retain this portion as an easement.

The Finance Committee concurred.

The Planning Board concurred.

The motion to discontinue Pillsbury Road CARRIED unanimously.

ARTICLE 51

Rep. Winchell moved to authorize the Board of Selectmen to sell a portion of a parcel of land identified on the 1/1/94 Assessor's Maps as Plate 51, Parcel 121, located on Andover Road measuring approximately 42' x 155' and bounded and described further as that portion of Parcel 121 beginning at a point of land now or formerly of the heirs of Scott W. and Elaine M. Winchell identified on the same Assessor's Maps as Plate 51, Parcel 76, and land of said Billerica, running easterly forty-two (42) feet more or less along Andover Road; then southerly one hundred fifty-five (155) feet more or less along Parcel 73; then westerly forty-two (42) feet more or less by said Billerica land, then northerly one hundred fifty-five (155) feet more or less by said Parcel 76 to the point of beginning, comprising an area of 6,510 feet square more or less. Seconded.

The Finance Committee concurred.

The parcel of Town-owned land referenced has been used by the petitioner and previous owners as a driveway and the entrance to their garage located at the rear of the property. The proponent wishes to purchase the parcel to insure future access to his garage.

The motion as presented was put to a vote. With one hundred thirty-four (134) in favor and three (3) opposed, the motion CARRIED.

Rep. DeSimone moved to reconsider Article 51. Seconded.

The motion to reconsider LOST.

ARTICLE 52

Moderator Sullivan, a proponent of this article, stepped down from the chair and Assistant Moderator Moreira assumed the chair.

Selectman Doyle moved to amend the Zoning By-Laws by adding Section 5.15, 5.7.2 zz, 5.7.3 zz, and 3.1.8 as follows:

5.15 COMPOSTING DISTRICT

A. Purpose: The Composting District's purpose is to provide for the development of composting facilities in the Town of Billerica to receive clean non-polluted wood chips from yard waste and leaves for processing into compost for the town or for distribution to residents of the Town. Equipment and materials may be stored outdoors on the site. There shall be no sale or storage of materials not processed on the subject site. Grass clippings are expressly forbidden due to the fact there is no effective means to prevent contamination from chemicals used in the treatment of lawns. This use shall be allowed by right.

B. Area, Frontage and Yard Space Requirements: The site shall contain a minimum of three (3) acres of land. The frontage and yard space requirements shall be the same as required in the Industrial District.

C. Building Height, Green Strips, Screening (§ 5.4.H) and Green Spaces: The requirement shall be the same as those required in the Industrial District.

D. Signs: All signs on a lot shall be in conformity with those specified for "Industrial Districts" under Section 16 of the Zoning By-Law.

E. All facilities shall meet the Department of Environmental Protection guidelines for leaf composting programs.

and by adding the following to become Sections 5.7.2 zz and 5.7.3 zz:

5.7.2 zz. Composting District (see Section 5.15)
5.7.3 zz. Composting District (see Section 5.15.)

and by adding the following to become Section 3.1.8

3.1.8 Composting District

Seconded.

The Finance Committee concurred.

Planning Board Member Bossi gave the report of the public hearing held April 10, 1995. Due notice was given in the Billerica Minuteman on March 23 and March 30, 1995. On a positive motion to recommend, the Board voted six (6) in favor and one (1) abstention.

Rep. Tracey moved to amend Section A by deleting the sentence "Grass clippings are expressly forbidden due to the fact there is no effective means to prevent contaminations from chemicals used in the treatment of lawns." Seconded. He stated that the Department of Environmental Protection recommend that grass clippings be included for the nitrogen needed for efficient composting to take place.

Discussion ensued on the amendment.

Rep. Moriconi moved the question on the amendment. Seconded.

The motion to end debate CARRIED unanimously.

The motion on the amendment presented by Rep. Tracey was put to a rising vote. With one hundred nine (109) voting in favor and nine (9) opposed, the amendment CARRIED.

The main motion with the amendment attached thereto CARRIED unanimously.

It was moved and seconded to reconsider Article 52. The motion to reconsider LOST.

Approved by Attorney General August 4, 1995.

ARTICLE 53

Planning Board Member Bossi moved to amend the Zoning By-Laws by adding the following Section 5.12.D.6:

All contiguous areas within any one discrete RCO District shall be utilized in the design of the residential cluster subdivision. No overlay district shall be split so as to render one portion cluster and the other conventional. Any such discrete area shall be developed exclusively as either a conventional subdivision or a cluster subdivision. Seconded.

The Finance Committee concurred.

Planning Board Member Bossi gave the report of the public hearing held April 10, 1995. Due notice was given in the Billerica Minuteman on March 23 and March 30, 1995. On a positive motion to recommend, the Board voted seven (7) in favor of this article.

With one hundred ten (110) voting in favor and two (2) opposed, the motion as presented CARRIED.

Approved by Attorney General August 4, 1995.

ARTICLE 54

Planning Board Member Bossi moved to amend Section 5.12.D.3 of the Zoning By-Laws as follows:

3. The minimum frontage in all residential districts may be reduced to one hundred (100) feet except the minimum frontage on a cul-de-sac turnaround may be reduced to seventy-five (75) feet provided the entire frontage is located on the cul-de-sac radius.

Seconded.

The Finance Committee concurred.

Planning Board Member Bossi gave the report of the public hearing held April 10, 1995. Due notice was given in the Billerica Minuteman on March 23 and March 30, 1995. On a positive motion to recommend, the Board voted seven (7) in favor of this amendment.

Rep. Pasho moved to amend Section 5.12.D.3 of the Zoning By-Law to read: "The minimum frontage in all residential districts to be no less than 150 feet, and the frontage on a cul-de-sac turnaround to be no less than 100 feet." Seconded.

The amendment LOST.

Rep. McDowell moved to amend the article to add at the end "and the lot width parallel to the street at the front building line be one hundred (100) feet or more." Seconded.

The amendment by Mr. McDowell CARRIED.

The main motion with the amendment attached thereto was CARRIED unanimously.

Approved by Attorney General August 4, 1995.

Rep. Moreira moved for adjournment. Seconded.

The motion to adjourn CARRIED.

The sixth session of the Spring Town Meeting adjourned at 10:30 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Seventh Session - May 23, 1995

Prior to the start of the Town Meeting, Precinct 10 held a caucus and elected Philip N. Nyren of 73 Gray Street as a Town Meeting Member.

A quorum count was taken. With one hundred twenty-six (126) Town Meeting Members present, the seventh session of the Spring Town Meeting was declared in session at 7:37 p.m.

Patricia Paoli, the Consul General of France was in attendance as a guest of State Rep. William Greene. Consul Paoli has been interested in Town Meeting form of government and wished to see it in action.

ARTICLE 57

Rep. Morris moved to amend the Zoning By-Laws as follows:

First: Delete all of subsection 2.2E which defines Massage Service Establishments as Adult Entertainment Establishments.

Second: Add the phrase: "Massage/bodywork/movement education professionals" after the word "doctor" under section 5.7.3k.

Third: Add a new section 2.23.1 to read: Massage/bodywork/movement education professionals hereinafter referred to as "massage therapists", i.e. health professionals who utilize a combination of treatments and education to promote health and well being.

Such treatments and education shall include but not be limited to Body-Mind Centering; Body-Oriented Psychotherapy; the Feldenkrais Method; Massage Therapy; Neuromuscular Therapy; Oriental Bodywork Therapies including Acupressure, Shiatsu and Okazari Restorative Massage; Polarity Therapy; Rolfing; the Trager Approach; and Muscular Therapy.

Seconded.

The Finance Committee concurred.

Planning Board Secretary Doucette gave the report of the public hearing held on April 24th and continued until May 4, 1995. Due notice was given in the Billerica Minuteman on April 6 and April 13, 1995. On a positive motion to recommend, the Board voted three (3) in favor; zero (0) opposed and one (1) abstention to recommend this article.

Zan Buczynski, Dr. Benjamen and Dr. Daigle were allowed forward to discuss this article.

Peter Kennedy, Town Planner, explained that this By-Law change would allow the practice of massage therapy in all business and industrial zones but not in residential zones.

Much discussion ensued relative to the licensing procedures and enforcement of these laws. Several Representatives expressed concerns about changing the By-Laws before regulations for control are in place.

John Morris, Board of Health Director, stated that the Board of Health would promulgate local regulations and

the State is currently working on legislation to regulate the licensing of massage therapy. The more stringent regulations will be enforced.

Rep. Dampolo moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The article as presented was put to a rising vote. With one hundred eighteen (118) voting in favor and thirty-eight (38) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 57. The motion to reconsider LOST.

Approved by Attorney General August 4, 1995.

ARTICLE 59

Planning Board Chairman Noonan moved to dismiss Article 59. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 60

Rep. Emus moved to amend the Zoning By-Laws by adding a new Section 16.4.A.9 as written in the warrant. Seconded.

The Finance Committee concurred.

Planning Board Secretary Doucette gave the report of the public hearing held on April 24th, 1995. Due notice was given in the Billerica Minuteman on April 6 and April 13, 1995. On a positive motion to recommend, the Board voted four (4) in favor; one (1) opposed and one (1) abstention to recommend this article.

Rep. Flemming gave a presentation and showed slides. Much discussion was held on the size of the sign this article would allow.

Rep. Flynn moved to amend the article with the following:

16.4.D.4.G. The sign display surface may be comprised of multiple display surfaces on multiple tenant sites."

Seconded.

Discussion continued. Rep. Moriconi moved to end debate. Seconded.

The motion to end debate CARRIED unanimously.

The substitute main motion presented by Rep. Flynn was put to a rising vote. With sixty-one (61) voting in favor and eighty-six (86) opposed, the motion LOST.

Rep. Hunt moved to amend the main motion by inserting after the words "measuring no more than" the words "seven feet wide and eight feet high and placed no closer than six (6) feet to the street line." Seconded.

Discussion ensued on the amendment.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The amendment was put to a vote. The amendment LOST.

Rep. Tufts moved to amend the article by changing "15 feet" to "10 feet" and "10 feet" to "5 feet". Seconded.

Rep. Fraine moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The amendment by Rep. Tufts LOST.

Selectman Doyle moved to change the size of the sign to "eight feet wide and twelve feet high". Seconded.

After a brief consultation, the proponents accepted this as a friendly amendment.

Rep. Hoar moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The amendment CARRIED.

Rep. Callihan moved the question on the main motion. Seconded.

With one hundred twenty-five (125) voting in favor and twenty (20) opposed, debate was cut off.

The main motion was put to a rising vote. With eighty-five (85) voting in favor and sixty-two (62) opposed, the motion LOST.

It was moved and seconded to reconsider Article 60. The motion to reconsider LOST.

Rep. Moreira moved to waive the consecutive meeting rule. Seconded.

With one hundred sixteen (116) voting in favor and nine (9) opposed, the motion to waive the consecutive meeting rule CARRIED.

ARTICLE 61

Selectman Rawlings moved to dismiss Article 61. Seconded.

The Finance Committee concurred.

The motion to dismiss Article 61 CARRIED.

ARTICLE 40

Rep. Young moved to take Article 40 from the table. Seconded.

The motion CARRIED unanimously.

Rep. Young moved Article 40 as written in the warrant. Seconded.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

Rep. January moved to reconsider Article 40. Seconded.

The motion to reconsider CARRIED unanimously.

Rep. Young moved Article 40 as written in the warrant deleting Paragraph G. Seconded.

The motion to amend the General By-Laws as written in the warrant, deleting Paragraph G CARRIED.

ARTICLE 21

Selectman Rawlings moved to raise and appropriate the sum of $25,000.00 to fund additional staff personnel in the Board of Health for FY96. Seconded.

The Finance Committee concurred.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED.

The main motion as presented CARRIED.

Rep. Moreira moved to adjourn until Thursday, June 13th at 7:30 p.m. Seconded.

The motion CARRIED.

The seventh session of the Annual Spring Town Meeting adjourned at 10:34 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL SPRING TOWN MEETING
MAY 2, 1995

Maurice A. Buck Memorial Auditorium
Eighth Session - June 13, 1995

A quorum count was taken. With one hundred twenty-five (125) Town Meeting Members present, Town Meeting was declared in session at 7:50 p.m.

ARTICLE 27

Selectman Rawlings moved, on behalf of the petitioner and by mutual agreement, to dismiss Article 27. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 26

Selectman Rawlings moved to transfer from Free Cash the sum of $15,000.00 for design development and cost estimates for expansion of the Billerica Public Library. Seconded.

The Finance Committee concurred.

Rep. Fraine moved to cut off debate. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

It was moved and seconded to reconsider Article 26. The motion to reconsider LOST.

ARTICLE 20

Selectman Rawlings moved to dismiss Article 20. Seconded.

The motion to dismiss CARRIED.

ARTICLE 17

Selectman Rawlings moved to transfer from the following FY95 Accounts the totals listed below to satisfy expected FY95 deficits in various departmental accounts:

1. From Account #71071-7130 - Temporary Borrowing, to Account #19230-5250 - Town Hall Utilities, a total of $14,162.81 for Mass. Electric.

2. From Account #71071-7130 - Temporary Borrowing, to Account #15530-5239 - Maintenance/Repairs, a total of $7,000.00 for various maintenance accounts.

3. From Account #71070-7130 - Temporary Borrowing, to Account #15130-5176 - Legal Department, a total of $30,000.00 for legal expenses.

4. From Account #71070-7130 - Temporary Borrowing, to Account #19370-5241 - Professional Cleaning Service, a total of $5,500.00 to pay for incurred expenses.

5. From Account #71070-7130 - Temporary Borrowing, to Account #15630-5254 - Telephone, a total of $5,000.00 to pay for telephone bills for the last two months of the year.

6. From Account #91070-7020 - Town Worker's Compensation, to Account #610-5120 - Library, Full Time Salaries, a total of $11,563.74 to pay for Library Full Time Salaries and Retirement buy-out cost.

7. From Account #91070-7020 - Town Worker's Compensation, to Account #15630-5254 - Telephone, a total of $6,000.00 to pay for telephone bills for the last two months of FY95.

8. From Account #19370-5302 - Town Building Insurance, to Account #19220-5414 - Postage, a total of $2,000.00 to pay for postage for the last two months of the year.

For a total of $81,226.55 to be transferred to various FY95 Accounts.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 16

Selectman Rawlings moved to transfer from Free Cash the sum of $466,000.00 for a stabilization fund under the authority of Section 5B of Chapter 40 of the General Laws. Seconded.

The Finance Committee concurred.

Moderate discussion ensued.

Rep. LeBlanc moved the figure of "zero". Seconded.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion for $466,000.00 as set forth in this article CARRIED.

ARTICLE 15

The Finance Committee moved to transfer the sum of $1.00 from Free Cash to be applied to the fiscal year 1995 tax rate. Seconded.

The motion as presented CARRIED.

ARTICLE 14

Selectman Rawlings moved to transfer from Free Cash the sum of $60,000.00 for repairs to the Town Hall, 365 Boston Road. Seconded.

The Finance Committee concurred.

Town Administrator Mercier explained the scope of the work to be done.

It was moved and seconded to end debate. The motion to cut off debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 13

Selectman Rawlings moved to transfer from line item #19370-5302 FY95 Town Building Insurance the sum of $15,670.09 to pay the following previous years' bills:

Reliable Electric	3,531.59
NYNEX	10,442.66
Community Classifieds	17.33
HVAC	732.24
Multimedia Paging	15.05
Lowell Sun	710.86

McClellan Oil Company	154.06
Dr. George Donahue	66.30

for a total of $15,670.09. Seconded.

Town Administrator Mercier explained the article.

The motion as presented CARRIED unanimously.

ARTICLE 12

Selectman Rawlings moved to raise and appropriate the sum of $1.00 for a Town Land Use Feasibility and Open Space Study. Seconded.

The Finance Committee did not recommend this article.

Conservation Commission Member Giovino moved to amend the figure to $20,000.00. Seconded.

Recreation Commission Member Don Donati spoke on the article. Discussion continued.

Rep. Revane moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion for $20,000.00 as set forth in the article CARRIED.

It was moved and seconded to reconsider Article 12. The motion to reconsider LOST.

ARTICLE 4

Selectman Rawlings moved to dismiss Article 4. Seconded.

The Finance Committee concurred.

Daniel Powderly, Union President of B.M.E.A. was allowed forward to answer questions.

Rep. Edward McLaughlin asked several questions of Mr. Powderly. After considerable discussion, Rep. McLaughlin moved to accept the contract as written in the warrant. Seconded.

Discussion continued.

Rep. Newman moved to end debate. Seconded.

The motion to end debate CARRIED unanimously.

The motion to dismiss was put to a rising vote. With eighty-four (84) in favor and forty-seven (47) opposed, the motion to dismiss CARRIED.

Rep. Moreira moved to ratify and affirm all action taken by this body. Seconded.

The motion CARRIED.

Rep. Moreira moved to dissolve the Annual 1995 Spring Town Meeting. Seconded.

The motion to dissolve CARRIED.

The 1995 Annual Spring Town Meeting was dissolved at 9:21 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

WARRANT
FOR
1995 ANNUAL FALL TOWN MEETING
October 3, 1995

Middlesex, ss.
To any Constable in the Town of Billerica:

Greetings:

You are hereby authorized and required to notify and warn the inhabitants of said Town of Billerica qualified by law to vote in Elections and Town Affairs, to meet at the Maurice A. Buck Memorial Auditorium, Town Hall, 365 Boston Road, Billerica, Massachusetts, Tuesday, October 3, 1995, at 7:30 p.m. and subsequent Thursdays and Tuesdays until all of the business in the Warrant shall have been acted upon, then and there to vote on the following articles:

ARTICLE 1
To hear and act upon reports of Town Officers and Committees heretofore appointed;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 2
To see if the Town will vote to amend the budget adopted in the Spring session of the Town Meeting which was prepared pursuant to Article 5 of the Billerica Home Rule Charter and represents the line item budget for fiscal 1995-96 (FY96);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 3
To see if the Town will vote to extend until June 30, 1997, the availability to expend appropriations which will otherwise lapse under the provisions of Section 5-11 of the Billerica Home Rule Charter;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 4
To see if the Town will transfer the sum of $1,800.00 from Account #122-100 Selectmen's Salary Account to Account #541-5800;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 5
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $50,000.00 to fund salary adjustments for non-union employees;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 6
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $225,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Billerica Municipal Employees Association (B.M.E.A);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 7
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $175,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Association of Firefighters (I.A.F.F.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 8
To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $175,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Brotherhood of Police Officers (I.B.P.O.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 9

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $25,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Emergency Medical Technicians (E.M.T.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 10

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $75,000.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the National Association of Government Employees (N.A.G.E.);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 11

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $40,000.00 to pay previous year's bills;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 12

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $12,148.24 to fund a Public Water Supply Assessment imposed by the Commonwealth of Massachusetts;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 13

To see if the Town will vote to appropriate a sum of money not in excess of $800,000.00 for the installation of drainage and road reconstruction and/or pavement including all engineering and other costs incidental thereto; to determine whether the appropriation shall be raised by borrowing or otherwise;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 14

To see if the Town will vote to transfer from Account #92470-7014, Stabilization Fund, the sum of $200,000.00 to purchase an ambulance and other municipal vehicles;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 15

To see if the Town will vote to transfer from the Cupola Damage Account a sum of money not in excess of $10,000.00 to Town Hall Repair Account for the purpose of boarding up the windows at the old Town Hall, Concord Road;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 16

To see if the Town will vote to raise and appropriate or transfer a sum of money not to exceed $1,000,000.00 (one million dollars) to fund various drainage projects, road paving projects, sewer projects and capital expenditures of the Town;

or act in relation thereto.

Submitted by Edward J. Hurd, Chairman, Board of Selectmen

ARTICLE 17

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $50,000.00 to pay the outstanding tax liens on properties 27 and 29 Rogers Street, Plate 10, Parcel 36 and 7, 8 and 9 Millstone Way, Plate 10, Parcel 37, owned by Harold & Patricia Hill;

or act in relation thereto.

Submitted by Selectmen Brion Cangiamila

ARTICLE 18

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $1,000.00 and to authorize the Board of Selectmen and/or the Town Trea-

surer/Collector to refund to George Nikoris for a parcel of land conveyed which the Town of Billerica did not have title;

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 19

To see if the Town will vote to establish a Revolving Fund, under the provisions of General Laws, Chapter 44, Section 53E 1/2 for those revenues received from Medicaid and Health Insurance Company for children enrolled in the BEAM Program;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 20

To see if the Town will vote to raise and appropriate or transfer from available funds, not to exceed $57,432.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Custodian Employees;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 21

To see if the Town will vote to raise and appropriate or transfer from available funds, not to exceed $539,300.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 22

To see if the Town will vote to raise and appropriate or transfer from available funds, not to exceed $9,100.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the School Nurses affiliated with Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 23

To see if the Town will vote to raise and appropriate or transfer from available funds, not to exceed $34,100.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Administrators' Group affiliated with the Massachusetts Association of Professional School Administrators;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 24

To see if the Town will vote to raise and appropriate or transfer from available funds, not to exceed $40,500.00 for Billerica School Budget for wage adjustments for non-union personnel;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 25

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $500,000.00 to the Stabilization Fund under authority of Section 5B of Chapter 40 of the General Laws, as amended;

or act in relation thereto.

Submitted by the Billerica School Committee

ARTICLE 26

To see if the Town will vote to raise and appropriate or transfer from available funds a sum of money not to exceed $13,000.00 to purchase radar units for the Police Department.

Submitted by Michael A. Tammaro, Petitioner and Messrs. Rich, Luttrell, Paskiewicz, Paskiewicz, Paskiewicz, Chamberlain and Madames Poole, Ford and Dagle

ARTICLE 27

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $50,000.00 for the purpose of funding additional staff personnel in the Health Department.

Submitted by the Board of Health

ARTICLE 28

To see if the Town will vote to raise and appropriate up to $1,000,000.00 (one million dollars) to fund sewerage at the River Pines section of West Billerica, from River Street to Bridge Street and from Bridle Road to Treble Cove Road;

or act in relation thereto.

Submitted by Rosario Celeste, Petitioner and Messrs. Merrow, Spegale, Levicki, Celeretta and MacDonald and Madames Cannizzaro, Caporale, Alba and Donahue

ARTICLE 29

To see if the Town will vote that the Town Administrator will furnish to the Town Meeting Members a list of all Town employees' yearly salary including: (a) base salary, (b) longevity, (c) extra details, (d) incentives, (e) other financial data (including deferred compensation) to be published annually in the Town Report and to raise and appropriate or transfer from available funds, the amount of $2,000.00 to fund this article;

or act in relation thereto.

Submitted by Joseph E. LeBlanc, Petitioner and Messrs. Rundgren, Randall, Fiorello, Morgioa, Newman, Flynn, Gaston, Guarino and Madame Guarino

ARTICLE 30

To see if the Town will vote to raise and appropriate or transfer from available funds the sum of $2,000.00 to fund the leasing of space by the Billerica Recreation Commission from the Billerica Historic Preservation Corporation for Recreation activities at the "Old Police Station" from November 1, 1995 through June 30, 1996. Thereafter, said lease to be part of the Recreation Commission Budget as a separate line item;

and to act in any other manner in relation thereto.

Submitted by Eleanor H. Hoar, Petitioner and Messrs. Bavis and Madames Davis, Davis, Higgins, Marland, DePietro, McCluskey, Burns and Sheridan

ARTICLE 31

To see if the Town will vote to direct the Board of Selectmen to take appropriate steps necessary to terminate the lease of the Old Police Station with the Billerica Historic Preservation Corporation to return control of this facility to the Town and report its actions to the next Town Meeting;

or act in relation thereto.

Submitted by Bernard Hoar, Petitioner and Messrs. Thorlton, McDowell, Noonan, Davis, Hoar, Sheridan, O'Donnell, Jr., Davis and Madame Nocella

ARTICLE 32

To see if the Town will vote to direct the Board of Selectmen to take appropriate steps necessary to terminate the lease of the "Old Town Hall" with Billerica Historic Preservation Corporation to return control of this facility to the Town and report its actions to the next Town Meeting;

or act in relation thereto.

Submitted by Bernard Hoar, Petitioner and Messrs. Thorlton, McDowell, Noonan, Davis, Jr., Hoar, Nocella, Sheridan, O'Donnell, Jr., Davis

ARTICLE 33

To see if the Town will vote to transfer from Free Cash a sum of money to be applied to the fiscal year 1995-96 tax rate.

Submitted by the Finance Committee

ARTICLE 34

To see if the Town will vote to approve a Certified Project Application submitted by ASE Americans, 4 Suburban Park Drive, for a facility located within the "Middlesex Turnpike North" Economic Opportunity Area in Billerica, Massachusetts and more specifically described on Assessor's Map 97, (revised 1-1-93) as Parcel 105-2-3, said approval will provide local and state tax relief to promote economic development in accordance with G.L.c. 23A, ss3A-3H. In addition, the Project Certification Application confirms:

A. The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a certified project.

B. The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C. The Town requests that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 35

To see if the Town will vote to approve a Certified Project Application submitted by Percision Robotics, Inc., 805 Middlesex Turnpike, for a facility located within the "Middlesex Turnpike North" Economic Opportunity Area in Billerica, Massachusetts and more specifically described on Assessor's Plate 97, (revised 1-1-93) as Parcel 4-1, said approval will provide local and state tax relief to pro-

mote economic development in accordance with G.L.c. 23A, ss3A-3H. In addition, the Project Certification Application confirms:

A. The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a certified project.

B. The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C. The Town requests that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 36

To see if the Town will vote to approve a Certified Project Application submitted by Bay Networks, for a facility located within the "Concord Road West" Economic Opportunity Area in Billerica, Massachusetts and more specifically described on Assessor's Map 95, (revised 1-1-93) as Parcel 129-9, said approval will provide local and state tax relief to promote economic development in accordance with G.L.c. 23A, ss3A-3H. In addition, the Project Certification Application confirms:

A. The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a certified project.

B. The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C. The Town requests that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration;

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 37

To see if the Town will vote to establish an account under the control of the Planning Board, pursuant to M.G.L. C. 44, Section 53A, for the donation of gifts to be used for the construction of sidewalks with public rights-of-way in the Town. This account shall remain open until it is discontinued by a vote of Town Meeting;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 38

To see if the Town will amend Article VIII of the General By-Laws of the Town by adding thereto the following Section 3 - Sewer Assessments:

3.1 The Board of Selectmen may assess part or all of the cost of common sewers upon each owner of land within the territory served by such sewers and who enters his particular sewer into such sewers, or who by more remote means receives benefit by such sewerage system, provided that the project was commenced by petition of a majority of the owners of land within the territory served, each ownership entity to count as one petitioner, or that assessment for the project was approved by vote of Town Meeting by a fixed uniform rate or rate based upon a uniform unit method, as set forth in G.L. C. 83, S 15, as the Board of Selectmen may determine in each case in consultation with the Sewer Extension Committee, such assessments to be apportioned fairly and proportionately and to be made within a reasonable time after the project is completed.

3.2 The amount to be charged against each parcel of land receiving benefit from a particular sewerage project shall include the cost of the pipes and other material and of the labor in laying them and other expenses incidental thereto and shall be ascertained, assessed and certified by the Board of Selectmen in consultation with the Director of Public Works once the project is completed.

3.3 The portion of the cost of a particular sewerage project which shall be borne by the Town and the portion that shall be borne by the owners served by the project shall be as determined by the Board of Selectmen in consultation with the Sewer Extension Committee and the Town Administrator.

3.4 The Board of Selectmen in consultation with the Sewer Extension Committee and Town Administrator may separate the cost of general benefit

sewerage system facilities, including but not limited to pumping stations, truck and force mains, from that of special benefit facilities, included but not limited to the sewer mains, serving adjacent properties. A portion of costs of the general benefit may be apportioned by the uniform unit method set forth in G.L. C. 83, S 15 on all areas to receive benefits within the pumping district or combination of districts. The cost of the general benefit facilities, attributable to undeveloped land not abutting a sewered street, may not be assessed until properties are serviced by public sewerage. The proportional cost of the special benefit and general benefit facilities may be assessed against all properties abutting a sewered street.

3.5 Whenever the Board of Selectmen determine to construct a sewer in a public way, or in a way opened or dedicated to the public use which has not become a public way, and assessments may be made or charges imposed for the construction of such improvements or the use thereof, they shall cause to be recorded in the Registry of Deeds a statement of their action as set forth in G.L. C. 83, S 27. (ALTERNATE PROVISION:) If upon receipt of the notice of assessment set by the Tax Collector in accordance with G.L. C. 80, S 4, the owner pays the amount due in full, no lien shall be recorded in the Registry of Deeds, with respect to the property assessed and the Board of Assessors shall indicate on the next tax bill the amount of the betterment assessment has been paid and no further notation or demand shall be made on land so assessed.

3.6 The Board of Selectmen, in consultation with the Sewer Extension Committee, may declare that a sewer laid in any land or way, public or private, opened or proposed to be open for public travel, is a common sewer. If such a sewer is laid in a private way or land at the expense of the owner thereof, his land shall not be assessed for the cost of such sewer, but his land may be assessed for the cost of connecting such sewer with common sewers already established, for benefits received by remote means from the sewerage system and for annual sewer use fees.

3.7 The Board of Selectmen may assess and collect estimated sewer assessments in connection with the construction of water pollution collection, pumping, treatment and disposal facilities. The total amount of such estimated sewer assessments shall not exceed one-half of the Town's liability under all contracts it has entered into for the construction of such facilities, and the total of such estimated assessments shall be allocated by the same method used for the allocation of the actual assessments upon the completion of the work;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 39

To see if the Town will accept the provisions of G.L. C. 80, S 13B, as such statute may be amended, providing for deferral of payment of assessments for owners eligible for tax exemption under G.L. C. 59, S 5, Clause 41A;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 40

To see if the Town will amend Article VIII of the General By-Laws of the Town by adding thereto the following Section 4 - All Betterment Assessments:

4.1 Unpaid assessment shall bear interest at a rate equal to two percent above the rate of interest chargeable to the Town for the betterment project to which the assessments relate, or five percent, whichever is higher, from the thirteenth day after commitment to the Tax Collector.

4.2 The Board of Selectmen shall, upon the application of the owner of the real property assessed, if such owner is eligible for an elderly property tax exemption under G.L. C. 59, S. 5, Clause 41A, enter into a deferral and recovery agreement with such owner, provided that such application is received within six months after notice of such assessment has been sent out by the Tax Collector and provided that said agreement shall contain the provisions set forth in G.L. C. 80, S 13B;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 41

To see if the Town will rescind the vote under Article 4 of the 1990 Fall Town Meeting limiting the authority of the Board of Selectmen in the area of betterment assessments for street improvements;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 42

To see if the Town will vote to transfer the care, custody and control of a portion of the land identified as Plate 10, Parcel 48, owned by the Town, shown on a plan entitled "Assessor's Map, Billerica," prepared by Moore Survey Mapping Corp., dated January 1, 1993, which Plan is on file with the Town Clerk, to the Board of Selectmen for the purpose of conveying or leasing the property to the Lowell Regional Transit Authority and further to authorize the Board of Selectmen to convey or lease the property to the Lowell Regional Transit Authority upon such terms and conditions as the Board of Selectmen shall determine to be appropriate;

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 43

To see if the Town will vote to amend the Town of Billerica Sanitary Sewer Rules and Regulations from the current wording:

ARTICLE XI - PENALTIES

Section 1.Under the provisions of 40 CFR 403.8 (f) (l) (vi) (A), the Town of Billerica will seek injunctive relief for non-compliance with pretreatment standards and requirements. Any person violating any provisions of these Rules and Regulations may be punished by the maximum monetary amount permitted under the existing laws of the Commonwealth of Massachusetts. The current maximum monetary amount has been established at the rate of five thousand dollars ($5,000.00) per violation per day. Each day of continued violation shall constitute a separate violation.

Section 2. Monetary penalties shall be issued solely from the office of the Director of Public Works.

Section 3. The minimum monetary penalty for any violation of the Town of Billerica Sanitary Sewer Rules and Regulations shall be five hundred dollars ($500.00).

Section 4. Payment of monetary penalties issued by the Director of Public Works shall be due within thirty (30) days by check, drawn payable to the Town of Billerica;

to the following wording:

ARTICLE XI - PENALTIES

Section 1. Under the provisions of G.L. c. 83, s. 13, the Town of Billerica will seek injunctive relief for non-compliance with pretreatment standards and requirements. Any person violating any provisions of these Rules and Regulations may be punished by the maximum civil penalty permitted under the existing laws of the Commonwealth of Massachusetts. The current maximum civil penalty is five thousand dollars ($5,000.00) per violation per day. Each day of continued violation shall constitute a separate violation.

Section 2. As an alternative to the civil penalty provided in Section 1, the Town may employ the non-criminal disposition procedure as set forth in Article XXIX of the Town's General By-Laws. The non-criminal disposition penalty shall be three hundred dollars ($300.00) for each offense. Each day on which a violation exists shall be deemed a separate offense.

and further to vote to add the following to the Town's General By-Laws:

ARTICLE XXIX - SEWER RULES AND REGULATIONS - Noncriminal Disposition

A. Any person who violates any provisions of the Town of Billerica Sanitary Sewer Rules and Regulations may, in the discretion of the enforcing person, be penalized by a noncriminal disposition as provided in G.L. c. 40, S 21D. The enforcing person shall be the Director of the Department of Public Works, his designee(s), and any police officer of the Town.

B. Each day on which a violation exists shall be deemed a separate offense. The noncriminal disposition penalty shall be three hundred dollars ($300.00) for each offense.

or take any other action relative thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 44

To see if the Town will vote to amend the General By-Law, Article XII, Personnel By-Law as follows:

ARTICLE XII
PERSONNEL BY-LAW
SECTION I

EMPLOYEE CLASSIFICATION

1. There is hereby established a Personnel By-Law (Article XII of the Billerica General By-Law) for those non-school Employees and Officials of the Town of

Billerica, drawing compensation, who are not covered by collective bargaining agreements relative to salaries, wages, hours, benefits, and other conditions of employment.

2. Employees excluded from paragraph #1 are all employees whose employment status is classified as temporary, seasonal, emergency, substitute, casual, and the like. The position of Town Administrator and his/her designee shall not derive, in entirety, any benefit from the provisions of Article XII, the Personnel By-Law.

3. Hereinafter, the Town Administrator, his/her designee, and the Board of Selectmen of the Town of Billerica shall be referred to as the "Town" in all sections of this By-Law unless duly noted.

4. This By-Law shall be administered by the Town Administrator of the Town of Billerica as provided for in Section 3-3 of the Town Charter.

5. The starting rate shall be the minimum of the rate range for the job as established by the Town Administrator. Subject to approval of the Town Administrator, new employees may be hired in excess of the minimum, but not in excess of the maximum established rate.

6. In the case of an emergency declared by the Town Administrator, the Town may employ emergency employees for a period not to exceed twenty (20) working days.

7. All employees subject to this By-Law shall be entitled to step increases on the anniversary date of their employment until the maximum for their job is attained, subject to satisfactory performance evaluations as administered by the Town Administrator or a designee. In the case of promotion or transfer in job classification, the employee shall be entitled to step increases on the anniversary date of promotion or transfer until the maximum for the new classification is obtained. Permanent part-time employees, covered under this By-Law, working a minimum of 16 hours per week, shall be granted increases in accordance with the percentage given to the regular full-time employees covered by this By-Law.

8. Benefits outlined in this By-Law shall be pro-rated for all permanent part-time employees, who are covered by this By-Law, working a minimum of 16 hours per week.

9. Hereinafter, the employees fulfilling the requirements cited under #1 and #2 of this Section of the By-Law shall be referred to as the "Town Employee" or "Employee" in all sections of this By-Law unless duly noted.

SECTION II

EMPLOYEE RIGHTS AND REPRESENTATION

1. **Coercion:** There shall be no discrimination, reprisals, or retaliation taken against the Employee due to his/her activity, involvement, or assistance in this By-Law by the Town. The Town shall agree there shall be no discrimination, reprisals, or retaliation taken against the Employee for his/her approbation to the conditions of this Personnel By-Law in its entirety.

2. **Discrimination:** The Town shall not discriminate against the Employee, covered by the provisions of the Personnel By-Law, for reasons of: race, color, religion, national origin, ancestry, sex, sexual preference or orientation, age, marital status, veteran history, or handicap, in accordance with applicable laws and regulations in the hiring, promoting, transferring, assigning, suspending, demoting, discharging and relieving an Employee from work.

3. **Committee:** A five (5) member Committee shall be created by those Employees covered by the provisions of the Personnel By-Law for the purpose of reviewing, addressing and presenting the Personnel By-Law to the Town Administrator or his/her designee. The Town shall grant a leave of scheduled work time, without loss of pay or benefits, to this Committee and all Employees, for as many meetings as deemed necessary by the Committee, with the permission of the appropriate Department Supervisors.

4. The Town shall agree to provide an adequate meeting area for this Committee and all Employees covered by this By-Law for the purposes cited in #3 of this Section.

5. A written request shall be made by the Committee at least one (1) calendar week prior to the proposed scheduled meeting date, to the Town.

6. Approval shall not be unreasonably withheld by the Town. Written approval or denial shall be made known and received before three (3) working days of the proposed scheduled meeting, by the Town.

7. Employees, participating under the conditions of Section II, shall not be penalized by loss of pay or benefits and shall not be required to make up such time by the Town.

SECTION III

CIVIL SERVICE

1. The Town and Employees covered by the provisions of the Personnel By-Law shall recognize and adhere to all Civil Service and State Labor Laws, rules and regulation, relative to appointments, promotions, transfers, assignments, job titles, discharges, demotions, removals, and suspensions, where such positions and jobs are applicable under Civil Service.

2. All cases where Civil Service and Job Titles are in effect, the Town Administrator will use these classifications and job titles.

SECTION IV

CREDIT UNION

1. Employees of the Town shall be allowed to operate, maintain and participate in a Credit Union incorporated pursuant to Massachusetts General Laws, Chapter 171.

SECTION V

GRIEVANCE PROCEDURE

1. A "Grievance" is hereby defined as a complaint by an Employee or Group of Employees that is based upon an alleged violation of, or an alleged variation from, the provisions of the Personnel By-Law, or the interpretation, meaning, or application thereof, and an aggrieved Employee is a person or group of persons making such a complaint through the formally prescribed outline of Section V.

2. All requests for meetings, hearings, replies, extension, decisions and filing of grievances amongst all parties shall be in written form.

3. A grievance shall be first presented by the aggrieved Employee to his/her immediate supervisor within fourteen (14) calendar days of the incident cited as the grievance. A sincere and serious effort shall be made by all parties involved to adjust the grievance at an informal hearing within fourteen (14) calendar days of the filing of the grievance. Said grievance shall be cited, identified, and outlined in writing. (the words "on an established Grievance Form" have been omitted).

4. If the grievance is not resolved by the activation of Step #3 the grievance shall then be presented formally to the Town Administrator or his/her designee. The Town Administrator shall have ten (10) calendar days to reply to the grievance.

5. Time periods may be extended, noted in steps #3 and #4, at the actual agreement of the Town and the Employee/Committee. Written confirmation as to the extensions taken shall be made known to all parties involved.

6. If the grievance is not resolved by the activation of Step #4, the Employee/Committee shall formally notify the Personnel Board requesting a hearing within twenty (20) calendar days after the time period of Step #4 has expired. The Personnel Board shall answer the grievance within ten (10) calendar days after the formal hearing has taken place.

7. The aggrieved Employee or Group of Employees shall reserve the right to be assisted by the Committee, as described in Section II, #3, and legal counsel at any time of the grievance period once Step #3 has been initiated. The Employee shall reserve the right to call witnesses, question witnesses, and submit information and evidence to support his/her grievance.

8. Any dispute arising between an Employee or Group of Employees and the Town which is submitted as a grievance for resolution under Section V, if such dispute or grievance is a suitable matter for submission to the Massachusetts Civil Service Commission or the Massachusetts Commission Against Discrimination, this prerogative may be exercised by the Employee and with the assistance of the By-Law Committee and legal counsel.

9. Any grievance not presented in writing within the time specified shall be constituted as a waiver.

10. The Town Administrator or his/her designee shall receive written notification when the time set forth in Step #4 has expired, from said Employee. The Town Administrator or his/her designee shall be granted under Step #10, an extension of Step #4 for ten (10) additional calendar days in which to respond to the grievance. Failure to comply within the extension cited in Step #10 by the Town Administrator or his/her designee shall be construed as a favorable decision to the Employee or Group of Employees.

11. The position of Town Clerk, Assistant Town Clerk and Town Accountant shall not derive any benefit from Section V in its entirety.

SECTION VI

DISCIPLINE

1. No Employee shall be disciplined, demoted,

transferred, reprimanded or discharged involuntarily except for just cause.

2. Any Employee, covered by the provisions of the Personnel By-Law, subjected to actual specific disciplinary action(s) shall and must receive written notification stipulating the specific infraction(s) and the specific action(s) to be taken for such infraction(s).

3. Upon disciplinary actions allegedly not for just cause, the Employee may file a claim through Section V of the Personnel By-Law or through the provisions of the Civil Service (only for employees where this is applicable), but not both.

4. Written selection of the claim process in Step #3 must be filed with the Town Administrator or his/her designee or Appointing Authority, whichever is applicable and required, within ten (10) business days of receiving written notification in Step #2. The selection of one claim process (Section VI, Step #3 or Civil Service) shall immediately and automatically constitute a waiver of the alternate process.

5. Failure to elect a claim process in Step #3 within ten (10) business days to the appropriate Town official shall constitute a waiver of both Section VI of the Personnel By-Law and Civil Service remedies.

6. The Town shall furnish a copy of all correspondence between the Employee and Employer pertinent to any and all allegations, infractions, and disciplinary actions to the Employee By-Law Committee accordingly as to the action taken by the Town under Section VI against any Employee covered by the provisions of the Personnel By-Law.

7. The Town shall not institute any test program, i.e., alcohol, drug, etc., without prior written notification to all Employees and the Committee and approval by the majority of the Employees covered by the provisions of the Personnel By-Law.

SECTION VII

REMOVAL AND SUSPENSION

1. As provided for in the Billerica Town Charter under Article 7, Section 7-7, any appointed Officer or Employee of the Town, except the Town Administrator, whose removal or suspension is not covered by the provisions of general law or the terms of a collective bargaining agreement, whether appointed for a fixed or indefinite term, may be suspended or removed from his duties by the appointing authority.

2. The appointing authority, when acting to remove or suspend any appointed Officer or Town Employee, shall act in accordance with the following procedure:

a. A written notice of the intent to remove or suspend, and a statement of the cause or causes therefor, shall be delivered in hand to the Officer or Employee, or mailed by registered or certified mail to his/her last known address.

b. Within five days following delivery of the said notice, the Officer or Employee may request a public hearing by submitting, in writing, a request therefor to the appointing authority and the Personnel Board, and by filing a copy of said request in the office of the Town Clerk and Personnel Board.

c. The Personnel Board shall hold a public hearing not less than seven (7) nor more than fourteen (14) days following the date of the receipt of a request therefor, and shall give not less than five (5) days written notice of such public hearing to the Officer or Employee affected. The Officer or Employee shall have a right to be represented by counsel at such hearing, to call witnesses, to examine witnesses, and to introduce evidence at the public hearing.

d. Not more than fourteen (14) days following the public hearing, or not more than fourteen (14) days following the delivery of the original notice of intent if no public hearing has been requested, the appointing authority shall take final action on the removal or suspension and shall, forthwith, notify the officer or employee, in writing, of the removal or suspension, or that the notice of intent has been rescinded.

SECTION VIII

RE-HIRING POLICY

1. All Employees, covered by the provisions of the Personnel By-Law, affected by layoffs, cutbacks, position eliminations, or severe actions shall be considered first relative to the re-hiring process as positions become available within the Town of Billerica. Reasonable and sincere attempts shall be made by the Town to rehire each Employee per classification, title and position duties and responsibilities.

2. Civil Service rules and regulations shall apply to those Employees, covered by the provisions of the Personnel By-Law, who are covered by Civil Service Laws. This provision shall not be limited to the layoff and re-hiring process.

SECTION IX

A. TERMINATION OF EMPLOYMENT

1. Whenever an Employee terminates his/her employment with the Town of Billerica, all benefits associated with cash compensation which are accumulative in nature, i.e., vacation days, personal days, sick days, etc., shall be paid at the established rate of pay for that time.

2. The Employee shall also receive all other pay due at the time of employment termination from the Town.

3. Termination status of employment shall be regarded as:
- Voluntary separation in good standing, OR
- Retirement, OR
- Death

and qualifies the Employee for compensation of full and pro-rated benefits due him/her.

4. All compensation shall be paid to the Employee or, in the event of his/her death, payment shall be made to the Employee's estate.

B. LAYOFFS

The following department heads are exempt from the layoff procedure: Assistant Town Administrator, Principal Assessor, Public Works Director, Treasurer/ Collector and Town Accountant.

1. Employees shall have seniority rights in their specific classification according to job title, according to date of hire in that classification, subject to the prevailing provisions of Massachusetts General Law 31, dealing with layoff and recall rights, if applicable.

2. An Employee who is reduced in hours or laid off, shall be placed on a recall list.

3. No new Employees will be hired for any classification until the current recall list for that classification is exhausted.

4. In the event of a layoff, affected Employees shall be entitled to be compensated for all unused sick leave and all vacation days to which they are entitled as of the layoff date.

SECTION X

HOLIDAYS

1. The Town shall agree to the following eleven (11) holidays, which fall on or are observed on regularly scheduled work days, and shall be granted as paid Holidays:

New Year's Day
Independence Day
Veteran's Day
Christmas Day
Labor Day
Patriot's Day
Columbus Day
Thanksgiving Day
Washington's Birthday
Memorial Day
Martin Luther King Day

2. Designated Holidays that fall on Sunday shall be observed on the following Monday and Holidays falling on Saturday shall be observed on the previous Friday.

3. Any Employee on an unpaid leave shall not be eligible for Holiday pay during the period covered by the leave.

4. An Employee on vacation shall be granted an additional day of vacation when a designated Holiday occurs during the vacation period.

SECTION XI

PERSONAL DAYS

1. Each Employee shall be granted three (3) days off with pay each fiscal year, at his/her discretion to conduct personal business. Said days may not be taken on a Holiday. Personal days shall not be accrued and must be taken prior to June 30th of each fiscal year. Loss of said days shall be made if not taken prior to June 30th of each fiscal year. Use of a personal day shall require twenty-four (24) hours notice to the appropriate authority.

SECTION XII

(The section reading "LONGEVITY" has been omitted; add new Section XII to read as follows):

PERFORMANCE EVALUATIONS

1. As of January 1, 1996, all Employees covered by the provisions of the Personnel By-Law shall be subject to an annual performance evaluation conducted by the Town Administrator or a designee, under criteria established by the Town Administrator.

SECTION XIII

VACATION

1. The vacation leave shall be accrued by all Employees covered by the provisions of the Personnel By-Law, pro-rated according to the normal and established number of hours worked per week or the number of days worked per week, in the following schedule:

5 years of service or less	2 weeks vacation
More than 5 but less than 10	3 weeks vacation
More than 10 years of service	4 weeks vacation

Upon completion of six (6) months of consecutive employment, a newly hired Employee may use one (1) of the two (2) weeks vacation. All vacation requests must be approved by the appropriate department supervisor; a minimum of 24 hours advance notice is required.

2. Any Employee may accumulate for paid compensation a maximum of thirty (30) vacation days.

[OMITTED: #3, Vacation time shall have a minimum charge of one half (1/2) day.]

3. Any Employee on any type of unpaid leave for more than forth-five (45) calendar days shall not be entitled to vacation time until his/her return to work, at which time vacation time will be pro-rated.

4. Any Employee, while on vacation for four (4) or more of his/her vacation days, who is required to return to work due to unforeseen emergencies, hearings, etc., shall be granted a replacement vacation day for each day or portion of a day he/she is required to return to work.

5. Any Employee shall be granted a replacement day of vacation if, while on vacation, a Holiday occurs during this period.

6. The vacation schedule shall commence on the first day of the fiscal year (July 1st). The Employee's original employment date with the Town of Billerica shall dictate the number of vacation weeks the Employee is eligible for.

7. Upon separation or termination of employment, the Employee shall receive cash compensation of any and all unused vacation leave allowable under Section XIII, not to exceed thirty (30) days. [OMITTED: provided the termination status is regarded as: a voluntary separation in good standing, or retirement, or death.]

8. Upon the death of an Employee, his/her pro-rated and accrued vacation days shall be paid to his/her estate.

SECTION XIV

BEREAVEMENT

1. All Employees covered by the provisions of the Personnel By-Law shall be granted bereavement leave.

2. Such leave shall not be charged as sick or vacation leave.

3. Bereavement leave shall be paid, pro-rated, according to the Employee's normal and established number of hours worked per week or the number of days worked per week.

4. In the event of a death of the following, the Employee shall be granted (5) business days bereavement leave, without the loss of pay or benefits, following the day of death of, for: Mother, Father, Spouse, Child of the Employee or Employee's Spouse, any other relative residing with the Employee, and in the event of a death of a person whereas the Employee is solely responsible for all funeral arrangements of the deceased.

5. In the event of a death of the following, the Employee shall be granted three (3) business days bereavement leave, without the loss of pay or benefits, following the day of death of, for: Mother/Father-in-Law, Grandparents, Grandchild, Brother or Sister of the Employee or of the Employee's Spouse.

6. In the event of a death of the following, the Employee shall be granted one (1) business day bereavement leave, without the loss of pay or benefits, following the day of death of, for: Aunt, Uncle, Niece, Nephew, Cousin and all other relatives of the Employee or of the Employee's Spouse.

7. There shall be no distinction of foster, step nor half relatives in the determination and consideration of granting the bereavement leave.

8. The Employee may be granted an additional three (3) business day extension, without the loss of pay or benefits, at the approval of the Town Administrator or his/her designee. Said extension shall only be granted in the event of travel outside the New England states and extreme and extenuating circumstances which the Employee shall make known to the Town Administrator or his/her designee.

SECTION XV

RETIREMENT INCENTIVE

1. Early retirement incentive shall, within the appropriation provided, be paid to an Employee who has completed at least ten (10) years service with the Town of Billerica and intends to file for regular retirement. The Employee must also meet the established requirement of twenty-five (25) hours per week at his/her normal and established work week.

a. An Employee shall receive a ten percent (10%) salary increase if retiring after age sixty (60) but before age sixty-two (62).

b. An Employee shall receive a fifteen percent (15%) salary increase if retiring after age fifty (50) but before age sixty (60).

c. The percentage increment shall be paid over the last twelve (12) months of employment.

d. An Employee, anticipating retirement, shall notify the Town Administrator, his/her designee, or appointing authority, whichever is applicable, in writing, at least twelve (12) months prior to the proposed retirement date.

e. An Employee shall complete the "Notification of Proposed Retirement and Authorization for Payroll Adjustment Form" and submit copies of such form to the appointing authority, Personnel Board and the Town Administrator.

2. An Employee shall not submit more than one (1) Retirement Incentive Form nor receive more than one (1) Retirement Incentive compensation from the Town.

3. An Employee, satisfying the requirements of Section XV, shall be granted compensation pursuant to the applicable percentage (10% or 15%) and such compensation shall be increased proportionately by any wage or salary percentage increase that may be granted.

4. An employee remaining in the service of the Town, while collecting compensation under Section XV, after the proposed retirement date, shall have his/her salary/wages adjusted accordingly to reflect the retirement incentive compensation paid during this retirement notification period.

5. The Town shall adjust the Employee's salary/wages to discontinue the retirement incentive pay effective the first business day after the proposed retirement date.

6. Deductions and adjustments in the Employee's salary/wages shall be made by the Town, if deemed necessary, to recover the incentive paid to Employee, in accordance with an established schedule determined by the Town.

7. Upon the death of said Employee, his/her incentive shall be adjusted for the number of weeks worked prior to the event of death with the appropriate incentive percentage and shall be paid to his/her estate.

SECTION XVI

CERTIFICATION, LICENSES, AND PROFESSIONAL DEVELOPMENT

1. The Town may agrees to compensate, within the appropriations provided, all Employees who are required by statute, job and employment qualifications and requirements, or combinations thereof, to maintain active and "in good standing" status of such certification, license requirements, and any and all other necessary professional fees.

2. The Town shall pay tuition, registration fees and cost of materials for courses and seminars taken by Employees covered by the provisions of the Personnel By-Law to enhance their work-related professional development, within the appropriations provided, with the prior approval of the appropriate department head and/or the Town Administrator.

SECTION XVII

MILITARY DUTY

1. All Employees, covered by the provisions of the Personnel By-Law, who are called for State or Federal Military Training Forces, shall be paid any difference in compensation between that drawn in the normal and established work period of two (2) weeks in their regular Town employment and the total compensation, excluding travel time, of the Military Duty.

2. Such compensation shall not exceed two (2) weeks in a calendar year, and shall not include compensation to members of the National Guard who may be mobilized during an emergency in the Commonwealth.

SECTION XVIII

MILITARY SERVICE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be granted a military leave

of absence without pay when called involuntarily to active duty with the State or Federal Armed Forces for the purpose other than routine annual tour of duty for training purposes.

2. The Town shall agree that the Employee's seniority rights shall not be affected while his/her leave of absence for said leave is in effect.

SECTION XIX

JURY DUTY

1. All Employees, covered by the provisions of the Personnel By-Law, shall receive the amount equal to the difference between his/her normal compensation and the amount received from the Court.

2. These provisions shall not make compensation to the Employee for travel time.

SECTION XX

MILEAGE

1. All Employees, covered by the provisions of the Personnel By-Law, shall receive compensation for the use of his/her vehicle in the performance of their established and official duties and responsibilities for the Town of Billerica. Said compensation shall be paid at the rate equal to the amount the Federal Government allows for business mileage deductions in tax forms.

SECTION XXI

INSURANCE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be eligible to participate in the Contributory Group Life, Accident, Hospitalization and Medical and Surgical Insurance Plan, as defined in Chapter 32B, the plan adopted by the Townspeople by vote at the Annual Town Meeting of March 1958, one-half (1/2) to be paid by the Employee.

2. Eligibility for such participation shall be at the established requirement of the Employee to work a minimum of twenty (20) hours per week.

3. In the event an Employee is absent due to conditions cited in Section XXIII, Step #8, the Town shall agree to pay the Employee's medical insurance up to thirty (30) working days. Such Employee shall be required to reimburse the Town in a period not to exceed thirty (30) working days.

SECTION XXII

MATERNITY, ADOPTION AND FAMILY LEAVE

1. The Town shall grant to all Employees covered by the provisions of the Personnel By-Law, Maternity Leave in accordance with Massachusetts General Laws, Chapter 149, Section 105D.

2. The Town shall also grant to all Employees covered by the provisions of the Personnel By-Law, leave time for the purpose of adoption in accordance with the provisions adopted under Chapter 318 of the Acts of 1989 under the maternity leave statute.

3. In addition to the aforementioned leave provisions, the Town shall grant to eligible Employees leave time under the provisions of the Family and Medical Leave Act of 1993.

SECTION XXIII

SICK DAYS AND SICK LEAVE

1. All Employees, covered by the provisions of the Personnel By-Law, shall be granted fifteen (15) working days that shall be pro-rated, according to the Employee's normal and established number of hours worked per week or the number of days worked per week, as the sick day allotment per fiscal year. Accumulation shall be unlimited.

2. All new Employees shall accrue, but not draw compensation for, sick days during the probationary period of six (6) months.

3. Any Employee terminating his/her employment with the Town of Billerica under the conditions of: voluntary separation in good standing, or retirement, or death, shall receive compensation in cash in an amount equal to a maximum of seventy (70) days for any unused and accrued sick days. Any Employee hired on or after January 1, 1996 shall not be entitled to compensation in cash for any unused or accrued sick leave upon termination of employment.

4. All compensation in cash due the Employee, shall be made in accordance with Section IX (Termination of Employment) of the Personnel By-Law, in its entirety.

5. Paid sick days shall be considered as time worked.

6. All Employees shall notify his/her department or the appropriate authority of the illness within a reasonable time before the start of the work day.

7. Upon notification of using a sick day, the Employee shall be at home, hospital, physician/dentist/ medical professional's office or enroute to or from such a facility. Failure to be in one of the aforementioned locations shall be considered an unauthorized sick day and an abuse of the sick day benefit.

8. Sick leave shall be granted for sickness, injury or absence due to quarantine.

9. Employees shall receive compensation payment for sick leave only for the number of accrued unused sick days accumulated.

10. All compensation in cash due the Employee on sick leave shall be made in accordance to Section IX (Termination of Employment) in its entirety.

11. Paid sick leave shall be considered as time worked.

12. All Employees, covered by the terms and provisions of the Personnel By-Law, utilizing sick leave for five (5) consecutive working days or more, shall be required to provide a medical/dental/professional's certificate to the appropriate authority within two (2) days of returning to work.

13. Any Employee shall be required to notify the appropriate authority and his/her department that he/she shall be on sick leave prior to the start of the working day, establish an approximate leave period, and provide an approximate return date. Said Employee shall be accessible to his/her department and/or the appropriate authority. Exceptions shall be considered for, but not limited to, hospitalization, being enroute to medical/dental facilities, therapy, for the inaccessibility to the appropriate authority or department.

14. Sick leave benefits shall cease if a medical/dental/professional certificate is not presented documenting the reason(s) for such leave upon the request of the appropriate authority.

SECTION XXIV

SICK LEAVE BANK

1. All Employees, covered by the provisions of the Personnel By-Law, may annually contribute one (1) of his/her accumulated sick days to a Sick Leave Bank, and said contribution shall be matched by the Town. Any Employee who chooses not to contribute annually to the Sick Leave Bank shall not be eligible to draw any benefit from the Sick Leave Bank.

2. The Town will contribute fifty (50) days as a one-time start-up contribution to establish the Sick Leave Bank, effective as of January 1, 1996.

3. Employees shall not be obligated to contribute if on any July 1st the bank has more than two hundred (200) days.

4. Withdrawals from the bank shall be approved by a majority vote of the Sick Leave Bank Committee consisting of two (2) persons designated by the Employees covered under the Personnel By-Laws and two (2) persons designated by the Town Administrator. In the event of a split decision, the Town Administrator shall be considered an ex-officio member of the Sick Leave Bank Committee, and as such, shall render a final determination concerning a request to withdraw days from the Sick Leave Bank.

5. In order to be eligible to draw from the Sick Leave Bank, the Employee must:

a. have been employed by the Town for at least one (1) year;

b. be absent because of a personal illness or injury anticipated to last more than six (6) weeks;

c. verify said illness or injury in accordance with the provisions outlined in Section XXIII, and to the extent requested by the Sick Leave Bank Committee;

d. be willing to take all reasonable steps necessary to make a full recovery and prevent a recurrence of the disability including continued treatment for problems contributing to the disability.

6. Decisions made by the Sick Leave Bank Committee shall be final and binding and not subject to reversal by the Town, appeals or grievances.

SECTION XXV

LEAVE OF ABSENCE

1. All Employees, covered by the provisions of the Personnel By-Law, may be granted a leave of absence.

2. Said leave of absence shall be considered as time the Employee leaves his/her position for any specific reason(s) in which he/she is not receiving any salary/wages or benefits from the Town.

3. A leave of absence may be granted for a three (3) month period. An extension, not to exceed six (6) months, or any portion thereof, may be granted by written notification to and approval of the Town Administrator, stating the specific reason(s) why such leave or extension is requested.

4. Such leave time period shall not be considered as broken employment. Said leave time period shall not be considered as time worked towards any benefit drawing compensation, until the Employee returns to work.

SECTION XXVI

ACCIDENTS - OCCUPATIONAL

1. All Employees, covered by the provisions of the Personnel By-Law, who are unable to perform his/her duties due to an industrial accident while performing the duties and responsibilities associated with his/her position, shall receive compensation in accordance with the Massachusetts General Law, Chapter 152.

2. In the event of an industrial/occupational accident, an Employee shall notify the appropriate authority within forty-eight (48) hours after such event occurs.

3. An Employee shall not be impeded by the Town from his/her rights under the Workman's Compensation Act.

SECTION XXVII

WORK WEEK

1. The work week for regular, full-time Employees shall be defined as five (5) consecutive seven and one-half (7 1/2) hour days, Monday through Friday, inclusive. The work week for regular part-time Employees shall be established by the appropriate department head.

2. Work week exceptions shall include, but are not limited to, departments with earlier/later starting hours, earlier/later closing hours, and weekend hours.

3. The normal established full-time work day, in accordance with Step #2, shall consist of seven and one-half (7 1/2) consecutive hours within the twenty-four (24) hour period. Each Employee covered by the provisions of the Personnel By-Law shall be scheduled to work a period of regular starting and quitting time. Exceptions and variations will be a condition of employment or will be mutually agreed and established upon by said Employee and the Town.

4. Any Employee not receiving overtime compensation and working additional hours outside his/her normal and established work hours and requirements/conditions of the position shall [changed from "may"] be granted time off by the appointing authority.

5. Any Employee not receiving overtime compensation who is required to attend meetings, seminars, workshops, etc. that extend beyond the Employee's normal and established working hours shall be granted time off by the appointing authority.

6. The provisions of paragraphs 4 and 5 shall not apply to the department heads as defined in Section IX, Subsection B, "Layoffs."

SECTION XXVIII

(Section reading "SHIFT DIFFERENTIAL' has been omitted; add new Section XXVIII, reading as follows):

PERSONNEL RECORDS

1. An Employee or designated representative, covered by the provisions of the Personnel By-Law, may request and review any and all records maintained by his/her department, Personnel Board, Town Administrator's office, Board of Selectmen's office, and any other Town agency or department during normal and established working hours or upon request to the applicable department/agency.

2. Any correspondence, other than established employment forms, shall not be entered into the Employee's personnel file or any other Town department/agency files unless said Employee is informed by written notification of said entry.;

(Section XXIX, reading "PERSONNEL RECORDS" renumbered to Section XXVIII);

or act in relation thereto.

Submitted by the Town Administrator under the authority of the Board of Selectmen

ARTICLE 45

To see if the Town will amend the General By-Law, Article 1, Section 3.1 and Section 3.1.A with the following:

3.1 The Annual Town Election for the election of Town Officers, Town Meeting Representatives and for the determination of all other matters being referred to the voters shall be held on the last Saturday in March.

3.1A If the last Saturday in March falls on the day before Easter, the Annual Town Election shall automatically be moved to the first Saturday in April;

or act in relation thereto.

Submitted by the Charter Review Committee

ARTICLE 46

To see if the Town will amend Article 1, Section 1.1, Subsection A & B of the General By-Laws, with the following:

A. The Spring Town Meeting shall begin on the third Tuesday in April and shall end no later than the last Thursday before Memorial Day. If a budget has not been approved by the last Thursday before Memorial Day, the Town Meeting will continue for the purpose of approving a budget.

B. The Fall Town Meeting shall begin on the first Tuesday in October and shall end no later than the last Thursday in October.

C. This section may be temporarily suspended by a 3/4th vote of the Town Meeting Members;

or act in relation thereto.

Submitted by the Charter Review Committee

ARTICLE 47

To see if the Town will amend the General By-Laws by changing subsection 18.4.A.5 to read:

18.4.A.5 In addition to the above signs, each building with three or more tenants may have one directory sign affixed to the exterior wall of the building. The plate for each occupant shall measure no more than one foot in height by three feet wide. Overall, the sign shall not exceed more than eight feet in height and shall not be located above the first story of the building.

Submitted by Patricia Flemming, Petitioner and Messrs. Murch, O'Connell, Costello, Accomando, Reader and Madames Norman, Cappadone, Pitts and Costello

ARTICLE 48

To see if the Town will vote to adopt the provisions of Massachusetts General Laws, Chapter 110, ss. 112 and 187 of the Acts of 1993 (Adding General Law Chapter 59, Section 51 and Chapter 151A S. 64 - Small Commercial Exemption);

or act in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 49

To see if the Town will vote to adopt the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 5B, Statutory Exemption, Real and Personal Property owned by Veterans' Organizations.

C. Veterans Organizations (Clause 5B)
The real and personal estate owned or held in trust for the benefit of incorporated organizations of veterans of any war in which the United States has been engaged will be exempt up to the amount of $700,000.00 provided the real estate is actually used and occupied by the incorporated veterans organization and provided further that the net income is used for charitable purposes;

or act in relation thereto.

Submitted by Florio D. Savastano, Petitioner and Messrs. Porter, Moore, Lane, Parker, Bush, Eunson and Madames Houghton, Eunson and Forzano

ARTICLE 50

To see if the Town will vote to accept M.G.L. Chapter 33, Section 59. This Chapter and Section pertains to pay allowances for reservists while on annual training;

or act in relation thereto.

Submitted by Stephen R. Morris, Petitioner and Messrs. Morris, Strang, Sousa, Powers, Morris and Madames Cataldo, Whiteway, Powers and Rivard

ARTICLE 51

To see if the Town will vote to establish an Enterprise Fund per Mass. General Laws, Chapter 44, Section 53F1/2 for the operation and maintenance of the Billerica Water Department and Sewer Department. All receipts from charges, fees, grants, federal funds, state funds, county funds and the Mass. Department of Revenue community assistance applicable funds are to be received and recorded in the Enterprise Funds. All expenses for the operation and maintenance of these departments will be paid through these accounts including labor, materials, insurance, taxes, retirement and any related expenses except no funds are to be used for new construction. Reasonable replacement of capital assets is allowed. All additional funds not in the budget as approved by Town Meeting will be retained in an interest-bearing Reserve Account. The funds may be used for future budgets or to reduce charges to

users. This article will be in effect for the fiscal year 1997, beginning July 1, 1996;

or act in relation thereto.

Submitted by the Billerica Water/Sewer District Study Committee

ARTICLE 52

To see if the Town will vote to discontinue Beach Street as a public way; for a distance from Lakeview Drive to Nutting Lake;

or act in relation thereto.

Submitted by Daniel J. Stevens, Petitioner and Messrs. Hadakins, Jr., and Madames Jackson, Farmer, Kruglak, Moore, McFeeley, Holler, Allendorf and Rainoldi

ARTICLE 53

To see if the Town will vote to discontinue Thorndike Road (formerly Hillside) as a public way, for a distance from Austin Road to Meadowbank;

or act in relation thereto.

Submitted by Sandra A. Hafey, Petitioner and Messrs. Hafey, Byrnes, Wamness, Capodilupo, Capodilupo, and Madames Lavery, Capodilupo, Pitts and Vigna

ARTICLE 54

To see if the Town will vote to accept Timbercreek Lane for its entire length as a public way in accordance with the layout adopted by the Board of Selectmen and on file with the Town Clerk;

or act in relation thereto.

Submitted by Peter M. Coppinger, Petitioner and Messrs. Downes, Thomson, Passanisi, Vance, Manfredi and Madames Coppinger, Passanisi, Vance and Woodford

ARTICLE 55

To see if the Town will vote to transfer the care, custody and control of certain parcels of land owned by the Town of Billerica and more definitively described on the Assessor's Map as Plate 109, Parcel 8-1, in Billerica located on Corcoran Road (Burlington) and Plate 91, Parcel 110-0 Ridgeway Avenue to the Board of Selectmen for the purpose of conveying, leasing or otherwise transferring ownership of these parcels and furthermore to authorize the Board to convey, lease or otherwise transfer ownership under such terms and conditions as they shall determine to be appropriate;

or take any other action in relation thereto.

Submitted by the Town Administrator authorized by the Board of Selectmen

ARTICLE 56

To see if the Town will vote to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from an Industrial District to a Rural Residential District the whole or any part of land owned by the Town of Billerica on Corcoran Road (along the Burlington, MA Town line and identified as Assessor's Map 109, Parcel 8-1) in said Town, bounded and described as follows:

NORTHERLY by a stone wall, two hundred ninety-four (294) feet;
NORTHEASTERLY by Corcoran Road by curved and straight lines as shown on said plan, two hundred and 6/10 (200.6) feet;
SOUTHEASTERLY by Lot 41 as shown on said plan, two hundred forty-two (242) feet; and
SOUTHWESTERLY by land now or formerly of the Town of Burlington, two hundred sixty-four and 7/10 (264.7) feet.

Submitted by Robert Mercier, Town Administrator authorized by the Board of Selectmen

ARTICLE 57

To see if the Town will vote to amend Section 5.8.J of the Zoning By-Law by amending the first paragraph of said section to read:

All buildings shall be surrounded by fire lanes. A fire lane is an open space in which no vehicle may be parked and in which no building, structure, fence, stair, covered or uncovered porch, cornice, eave or other building projection may be erected without written permission from the Chief of the Billerica Fire Department except that buildings may be interconnected by corridors or walkways, if provision is made for access by fire apparatus to all outside walls. The space shall be vacant between a building and a line parallel to and fifteen (15) feet equidistant from a building;

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 58

To see if the Town will vote to add the following section to the Zoning By-Laws:

5.6 **ELDERLY HOUSING OVERLAY DISTRICTS (EHOD)**

Purpose: The purpose of the Elderly Housing Overlay District is to provide people over 55 years of age the opportunity to live in a development designed specifically for their needs, equipped with the appropriate amenities and located within reasonable proximity to shopping services.

Allowed Uses: Besides those uses permitted in the underlying districts, elderly housing shall be allowed by Special Permit from the Zoning Board of Appeals as per Section 5.8.B of the Zoning By-Laws.

Area and Frontage Requirements: The site shall have not less than 150 feet of frontage and not less than five contiguous acres of land.

Minimum Yard Requirements: The yard requirements shall be those required by Section 5.8.E.

Parking: There shall be a minimum of two (2) parking spaces per unit. A minimum of 25% of the dwelling units shall have garages. The parking space within these garages shall count towards the 2 parking space per unit requirements.

Additional Requirements: The requirements outlined under Sections 5.8.D, F, G, I and J pertaining to Site Coverage and Design Restrictions, Height, Density, Infrastructure and Fire Lanes shall also apply. In addition, each housing unit shall have no more than two bedrooms and all exterior and interior doorways shall be approximately wide for wheelchair access, following the applicable codes and guidelines.

Deed Restrictions: Deed restrictions shall be placed on the entire site and shall be referenced in all leases as applicable, requiring that all residents, with the exception of spouses and/or caregivers, shall have reached the age of 55. These restrictions shall be reviewed by Town Counsel for acceptance. The cost of such review shall be the responsibility of the applicant.

Overlay Application: This overlay district can be applied to Village Residence, Neighborhood Residence and Rural Residence Districts and to Neighborhood Business and General Business Districts.

and add the following two subsections:

3.1.9 Elderly Housing Overlay District
5.7.2.YY Elderly Housing Overlay District (See Section 5.16)

and add in Section 9.4.E the words "and an Elderly Housing Overlay District" after the words "Garden Style Apartment and Townhouse District";

or act in relation thereto.

Submitted by the Planning Board

ARTICLE 59

To see if the Town will vote to amend the Zoning By-Laws by changing Section 2.16 to read:

2.16 **Frontage, Lot:**
A continuous portion of the boundary between a lot and an abutting street between lot lines or, in the case of a corner lot, between a lot line and the intersection of street lines or of street lines extended. The measurement of lot frontage shall not include jogs in street width, back-up strips and other irregularities in street line, and, in the case of a corner lot may at the option of the owner extend to the midpoint of the curve connecting street lines, instead of to their intersection. In the case of corner lots and lots with frontages on more than one street, each frontage shall be treated as a separate frontage so that the minimum frontage requirements outlined elsewhere in this By-Law shall be satisfied on at least one street, which shall be considered as the frontage street;

and add a new definition of frontage, street to become Section 2.16.1 to read as follows:

2.16.1 Frontage, Street:
A street to which the owner of the lot has a legal right of access and which provides the required lot frontage;

and to amend Section 2.31 by appending the following to the end of the section to read:

"In the case of a corner lot, all lot lines other than street lines are side lot lines."

and lastly to amend the definition of side yard to read:

Yard, Side:
A yard extending along each side line of a lot between front and rear yards. Except in the case of a corner lot, a yard extending along each side line of a lot between a front yard and a side lot line;

or act in relation thereto.

Submitted by John L. Noonan, Chairman, Planning Board and members Lawrence P. Bavis and Donna L. Doucette

ARTICLE 60

To see if the Town will vote to amend the Zoning By-Law Zoning Map by rezoning from an Industrial District to a Commercial District the whole or any part of land owned by James M. Langbert, Trustee of the Rangeway Realty Trust on Rangeway Road in said Town, bounded and described as follows:

A certain parcel of land together with any buildings thereon on Rangeway Road in Billerica, Middlesex County, Massachusetts shown as Lot 1 and Lot 2 on plan entitled "Compiled Plan of Land in Billerica, Massachusetts" dated November 18, 1974 recorded with said Deeds in Book of Plans 129, Plan 32, bounded as follows:

SOUTHEASTERLY by said Rangeway Road 148.17 feet, 77.71 feet, 266.24 feet and 3.76 feet;
SOUTHWESTERLY by land now or formerly of the Town of Billerica 999.40 feet;
NORTHWESTERLY by said land now or formerly of the Town of Billerica 453.08 feet; and
NORTHEASTERLY by land now or formerly of Muzykowski 1,014.09 feet.

Containing 10.79 acres, more or less, all as shown on said plans;

or act in relation thereto.

Submitted by Matthew Hunt, Petitioner and Messrs. Penrose, Spering, Ecker, Kepple, Kenyon and Madames Penrose, Penrose, Kepple and Nagle

ARTICLE 61

To see if the Town will vote to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from Rural Residential District to General Business District the whole or any part of land owned by Stephen & Joanne Mann on 186 Boston Road and Treble Cove Road in said Town, bounded and described as follows:

Proposed Area of Zoning Change for Map 15, Lots 124-1 and 248-1:

A certain parcel of land, comprising Tax Map 15, Lots 144-1 and 248-1, situated on the northeasterly sideline of Boston Road (Route 3A and 129) and the easterly sideline of Treble Cove Road, Town of Billerica, County of Middlesex, State of Massachusetts, the perimeter of which is more particularly bounded and described as follows:

Beginning at the northwest corner of the herein described parcel at a point on the easterly sideline of Treble Cove Road, said point being the southwest corner of land of Ceres Realty Trust (Tax Map 22, Lot 132); thence

S 68 degrees 56' 07" E By land of Ceres Realty Trust, a distance of two hundred forty-one and four hundredths feet (241.01 ft.) to a point; thence
S 06 degrees 31' 53" W By land of Ceres Realty Trust, a distance of one hundred fifteen and no hundredths feet (115.00 ft.) to a point at land of the Woods Building Condominium; thence
N 66 degrees 53' 07" W By land of the Woods Building Condominium, a distance of one hundred ninety and sixteen hundredths feet (190.16 ft.) to a point; thence
S 12 degrees 40' 08" W By land of the Woods Building Condominium, a distance of one hundred forty and four hundredths feet (140.04 ft.) to a point on the northeasterly sideline of Boston Road; thence
N 39 degrees 31' 45" W By the northeasterly sideline of Boston Road, a distance of sixty-one and no hundredths feet (61.00 ft.) to a point which is S 39 degrees 03' 50" E twenty-five hundredths feet (.25 ft.) from a drill hole in granite bound; thence
Northerly And curving to the right along the arc of a curve, having a radius of fifty-nine and forty-five hundredths feet (59.45 ft.), a length of sixty-five and nine hundredths feet (65.09 ft.) by the easterly sideline of Treble Cove Road to a point which is N 39 degrees 10' 56" W, thirteen hundredths feet (0.13 ft.) from a drill hole in granite bound; thence
N 64 degrees 35' 43" W A distance of three and no hundredths feet (3.00 ft.) to a point which is N 26 degrees 30' 16" E, twelve hundredths feet (0.12 ft.) from a drill hole in granite bound; thence
N 23 degrees 01' 16" E A distance of forty-two and seventy-one hundredths feet (42.71 ft.) to a point which is N 65 degrees 01' 47" W eight hundredths feet (0.08 ft.) from a drill hole in granite bound; thence
N 13 degrees 32' 14" E A distance of one hundred and fifty-eight hundredths feet (100.58 ft.) to a drill hole in granite bound; thence
N 14 degrees 46' 50" E A distance of sixteen and seventy-eight hundredths feet (16.78 ft.) to the point of beginning, the previous five (5) courses are by the easterly sideline of Treble Cove Road.

Said parcel contains a total area of thirty-four thousand seven hundred two s.f. (34,702) +/- or 0.797 acres +/-;

or act in relation thereto.

Submitted by Leonard A. Schuster, Petitioner and Messrs. Pridemore, Bavis, Jr., Newhall, Hardy, Coneeny, Spinosa, Bavis and Madames Newhall and Spinosa

ARTICLE 62

To see if the Town will vote to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from a Neighborhood Residential District to an Elderly Housing Overly District the whole or any part of the land owned by Presidential Development/Cara Realty Trust on Boston Road in said Town, bounded and described as follows:

Being Map 51, Parcel 25, as shown on Town of Billerica Assessor's Map:

Beginning at the Northwest corner of said lot and running:
N 80-06-40 E 661.45 feet by land of Town of Billerica, Sorokoff, DeGrande and Jones; thence
S 01-15-17 E 349.80 feet by land of Lovegrove and Bagdigian; thence
S 79-56-03 W 516.45 feet by land of Abbott, The First Congregational Church and MacDonald; thence
N 10-06-45 W 89.10 feet by land of Heeney; thence
S 80-00-31 W 145.00 feet by land of Heeney; thence
N 03-46-30 W 260.07 feet along Boston Road to the point of beginning.

Said lot contains 5.10 acres, more or less;

or act in relation thereto.

Submitted by Louis E. Boudreau, Petitioner and Messrs. Sewell and Madames Wood, Wilson, Lawler, LaPlante, Sievert, Dauiteuil, Christie and Arseneaux

ARTICLE 63

To see if the Town will vote to amend the Zoning By-Laws by changing subsection 16.4.A.5 to read:

16.4.A.5 In addition to the above signs, each building with three or more tenants may have one directory sign affixed to the exterior wall of the building. The plate for each occupant shall measure no more than one foot in height by three feet wide. Overall the sign shall not exceed more than eight feet in height and shall not be located above the first story of the building;

or act in relation thereto.

Submitted by Patricia C. Flemming, Petitioner, and Messrs. Murch, Costello, Accomando and Madames Norman, Cappadona, Pitts, Costello and Slater

And you are hereby directed to serve this Warrant by posting true and attested copies thereof, one copy at the East Billerica Fire Station; one copy at the Ninety-Nine Restaurant, Lexington Road; one copy at the Pizza Hut, Boston Road; one copy at the Nutting Lake Post Office; one copy at the North Billerica Post Office; one copy at Jim's Automotive/Fahey's Gulf Station, Nashua Road; one copy at the Market Basket, Towne Plaza; one copy at the Center Post Office, Boston Road; one copy at the Pinehurst Fire Station; one copy at the North Billerica Fire Station; one copy at the Town Hall, 365 Boston Road; and one copy at the Billerica Public Library.

Given under our hands this 25th day of September, 1995.

BOARD OF SELECTMEN

S/Edward J. Hurd, Chairman
S/Arthur L. Doyle, Vice-Chairman
S/Ellen Day Rawlings, Secretary
S/Brion M. Cangiamila
S/James F. O'Donnell

A True Copy
ATTEST:
S/David R. Laskey
Constable, Town of Billerica

September 25, 1995

Mrs. Evelyn M. Haines
Assistant Town Administrator
Town Hall
365 Boston Road
Billerica, MA 01821

Dear Mrs. Haines:

I have posted the Warrant for the Fall Town Meeting to be held on Tuesday, October 3, 1995, at 7:30 p.m. at the Maurice A. Buck Memorial Auditorium, 365 Boston Road, Billerica, MA at the following locations:

East Billerica Fire Station
Ninety-Nine Restaurant, Lexington Road
Pizza Hut, Boston Road
Nutting Lake Post Office
North Billerica Post Office
Market Basket, Towne Plaza
Center Post Office, Boston Road
Pinehurst Fire Station
North Billerica Fire Station
Town Hall
Billerica Public Library, Concord Road
Jim's Automotive/Fahey's Gulf Station

Signed: S/David R. Laskey,
Constable, Town of Billerica

ANNUAL FALL TOWN MEETING
October 3, 1995
Maurice A. Buck Memorial Auditorium

Prior to the start of Town Meeting, Precinct 5 held a caucus. Thomas Mixon of 14 Millers Farm Road was elected a Town Meeting Member and was sworn in by the Town Clerk.

Moderator Sullivan appointed the following tellers who were sworn in by Town Clerk Shirley E. Schult: Karen Miller, Peter M. Coppinger, Richard White and Dorothy Callihan.

A quorum count was taken. With one hundred thirty-two (132) Town Meeting Members present, the Fall Town Meeting was declared in session at 7:35 p.m.

Rev. Dennis Bailey, Pastor of the First Congregational Church on Andover Road gave the invocation followed by a musical presentation by the combined Middle School Bands under the direction of William Thayer. The band program concluded with the Star Spangled Banner. A moment of silence was observed in memory of the following persons who have faithfully served the Town:

Donald C. Bassett, deceased September 7, 1995, Health Director from 1971-1983; Eleanor R. Davidson, deceased, March 30, 1995, Department of Public Works Secretary; John D. Mason, deceased, June 12, 1995, Billerica Fire Department from 1947 to 1982; Elizabeth L. Johnson, deceased June 25, 1995, Billerica School Music Department from 1953 to 1985; Mary E. Scharn, deceased, June 28, 1995, Election Precinct Officer; Francis Lester Shaughnessey, deceased, January 4, 1995, Billerica School Department from 1947 to 1981; Elon N. Travis, deceased, May 19, 1995, Billerica Police Department from 1955 to 1986; Charles Lampson, deceased October 2, 1995, Billerica School Department from 1953 to 1979; Gladys Cerrato, deceased September 10, 1995, Billerica Public School Teacher from 1973 to 1995.

Selectman Chairman Hurd presented an award to Chad Yavarow, a Billerica High student, for the winning cover design for the 1994 Town Report.

Middlesex County Sheriff Brad Bailey spoke briefly on the plans to relieve the overcrowding and the sewerage problems at the Billerica House of Correction.

Richard White of the Billerica Access Television Commission presented the second annual BATV award to Mary A. Pasho of Webb Brook Road. This award is to a person who demonstrates the First Amendment right of free speech.

It was moved, seconded and VOTED to accept the warrant as duly served by the Constable.

It was moved, seconded and VOTED to dispense with the reading of the articles in the warrant.

The report of the Town Meeting Warrant Action Committee was given by Rep. Bernard Hoar. It was moved, seconded and VOTED to accept the report as read.

ARTICLE 45 and 46

Rep. Norman, Chairman of the Charter Review Committee moved to dismiss Articles 45 and 46. Seconded.

The Finance Committee concurred.

The motion to dismiss Articles 45 and 46 CARRIED unanimously.

ARTICLE 1

Selectman Rawlings moved to adopt all reports printed in the 1994 Annual Town Report. Seconded.

The motion to accept all reports as printed CARRIED.

Rep. Rawlings gave the report of the Scholarship Foundation. It was moved, seconded and VOTED to accept the report as read.

Rep. Clarke gave the report for the Town Forest Committee. It was moved, seconded and VOTED to accept the report as given.

The following Committees and Boards had no reports: Council On Aging, Development and Industrial Commission, Ombudsman Committee, Residents Employment Monitoring Committee, By-Law Review Committee, Betterments Committee, Farm Animal Study Committee, Handicapped Commission, Personnel Board, Privatization Committee and the Growth Management Plan Implementation Committee.

It was moved, seconded and VOTED to dismiss the following Committees:

1. Farm Animal Study Committee
2. In-House Legal Counsel Study Committee
3. Privatization Committee
4. Temporary Signs and Banners Committee
5. Growth Management Plan Implementation Committee

ARTICLE 2

Selectman Rawlings, Board of Selectmen Secretary, moved to postpone action on the following articles until October 24, 1995:

1st Order of Business	Article 2
2nd Order of Business	Article 5
3rd Order of Business	Article 44
4th Order of Business	Article 6
5th Order of Business	Article 7
6th Order of Business	Article 8
7th Order of Business	Article 9
8th Order of Business	Article 10
9th Order of Business	Article 11
10th Order of Business	Article 13
11th Order of Business	Article 16
12th Order of Business	Article 17
13th Order of Business	Article 18
14th Order of Business	Article 19
15th Order of Business	Article 20
16th Order of Business	Article 21
17th Order of Business	Article 22
18th Order of Business	Article 23
19th Order of Business	Article 24
20th Order of Business	Article 25
21st Order of Business	Article 26
22nd Order of Business	Article 27
23rd Order of Business	Article 28
24th Order of Business	Article 33

and further, that the following articles be postponed until October 19, 1995:

1st Order of Business	Article 34
2nd Order of Business	Article 35
3rd Order of Business	Article 36

Seconded.

The motion as presented CARRIED unanimously.

ARTICLE 3

Selectman Rawlings moved to extend until June 30, 1997, the availability to expend appropriations which will otherwise lapse under the provisions of Section 5-11 of the Billerica Home Rule Charter, the following accounts:

Account	Department	Amount
14194-520	Assessors	$8,350.00
25675-400	Conservation	8,740.00
29050-400	Insurance Recovery (Police)	6,863.09
29052-400	Insurance Recovery (Tree)	956.00
29053-400	Insurance Recovery (DPW)	513.92
29062-400	Insurance Recovery (Admin.)	93,252.10
30804-400	Sewer (Dechlor)	62,612.39
30806-400	Cemetery (R&D)	41,523.21
30807-400	Cemetery (Expansion)	11,810.49
30839-400	Sewer (System Rehab)	4,436.18
45395-590	Water (Eng/Retro)	122,071.00

Seconded.

Finance Committee concurred.

On a rising vote with seventy-three (73) voting in favor and forty-six (46) opposed, the motion CARRIED.

ARTICLE 4

Selectman Rawlings moved to transfer the sum of $1,315.00 from Account #122-100, Selectmen's Salary Account to Account #541-5800, Town Scholarship Account. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 12

Selectman Rawlings moved to dismiss Article 12. Seconded.

The Finance Committee concurred.

The motion to dismiss Article 12 CARRIED.

ARTICLE 14

Selectman Rawlings moved to transfer from Account #92470-7014, Stabilization Fund, the sum of $100,000.00 to purchase an ambulance for the Town of Billerica. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 15

Selectman Rawlings moved to transfer the sum of $5,000.00 from Account #29062-400, Insurance Recovery, to Account #192-5200, Town Hall Contract Services for the purpose of boarding up windows at the old Town Hall on Concord Road. Seconded.

The Finance Committee concurred with the motion with the following amendment: add "this money to be spent contingent upon voiding out the current lease."

Rep. Buffum moved to place Article 15 on the table until after Articles 32 and 33. Seconded.

With one hundred twenty-one (121) voting in favor and one (1) opposed, the motion CARRIED.

Selectman Cangiamila requested that it be noted that he would be abstaining from voting on Articles 31 and 32.

ARTICLE 32

Rep. Buffum moved to bring Article 32 forward. Seconded.

The motion CARRIED.

Rep. Hoar moved to direct the Board of Selectmen to take appropriate steps necessary to terminate the lease of the old Town Hall with the Billerica Historic Preservation Corporation and to return control of this facility to the Town and to report its actions at the next Town Meeting. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 31

Rep. Hoar moved to direct the Board of Selectmen to take appropriate steps necessary to terminate the lease of the old Police Station with the Billerica Historic Preservation Corporation and to return control of this facility to the Town and to report its actions at the next Town Meeting. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 30

Rep. Hoar moved to dismiss Article 30. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 15

Rep. Buffum moved to take Article 15 from the table. Seconded.

The motion CARRIED.

The amendment presented by the Finance Committee was open for discussion. After a brief explanation of what this money would be used for, the amendment was put to a vote.

The motion LOST.

Discussion continued on the main motion. Rep. Laskey moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion as presented was put to a rising vote. With eighty-two (82) in favor and forty-one (41) opposed, the motion CARRIED.

Rep. Moreira moved to adjourn. Seconded.

The motion CARRIED.

The first session of the Fall Town Meeting adjourned at 10:15 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL FALL TOWN MEETING
October 3, 1995

Maurice A. Buck Memorial Auditorium
Second Session - October 5, 1995

Prior to the start of Town Meeting, Rita McKenney was appointed as a teller by Moderator Sullivan and was sworn in by the Town Clerk, Shirley E. Schult.

A quorum count was called. With one hundred twenty-one (121) Town Meeting Members present, the second session of Town Meeting was called to order at 7:42 p.m.

The report of the Recycling Committee was given. It was moved, seconded and VOTED to accept the report as given.

Michael Rea, Jr., Bower's Fund Committee Chairman, gave the Committee report. It was moved, seconded and VOTED to accept the report as given. Selectman Doyle moved to reappoint Sandra Flesher to a five-year term on the Bower's Fund Committee. Seconded.
The motion CARRIED.

John Noonan, Planning Board Chairman, moved the following articles to be the first through the tenth orders of business on Tuesday, October 17th: 63, 47, 56, 55, 60, 61, 58, 62, 57 and 59. Seconded.
The motion to move said article to a time certain CARRIED.

ARTICLE 29

Rep. LeBlanc moved that the Town Administrator will furnish to the Town Meeting Members a list of all Town employees' yearly salary including: (a) base salary, (b) longevity, (c) extra details, (d) incentives, (e) other financial data (including deferred compensation) to be published annually in the Town Report and to raise and appropriate or transfer from available funds, the amount of $2,000.00 to fund this article. Seconded.

The Finance Committee voted six (6) in favor, three (3) opposed and one (1) abstention to recommend this article.

Finance Committee Member DeSimone gave a minority report.

Much discussion, heated at times, ensued.

Rep. Madeline Sargent moved to amend the motion by adding after the "Town employees' yearly salary" the words "by job title only (with no names or addresses)". Seconded.

Rep. Dampolo moved to end debate on the amendment. Seconded.

With ninety-eight (98) in favor and nineteen (19) opposed, the motion to end debate CARRIED.

The amendment was put to a rising vote. With eighty-eight (88) voting in favor and thirty-seven (37) opposed, the amendment CARRIED.

Discussion ensued on the main motion. Rep. Taylor moved to end debate. Seconded.

With one hundred twenty-five (125) voting in favor and seven (7) opposed, the motion to end debate CARRIED.

The main motion with the amendment attached thereto LOST.

Rep. Horlick moved to reconsider Article 29. Seconded.

With thirty (30) in favor and eighty-eight (88) opposed, reconsideration LOST.

ARTICLE 37

Planning Board Chairman Noonan moved to establish an account under the control of the Planning Board, pursuant to M.G.L. C. 44, Section 53A, for the donation of gifts to be used for the construction of sidewalks with public rights-of-way in the Town. This account shall remain open until it is discontinued by a vote of Town Meeting. Seconded

The Finance Committee did not concur.

Discussion ensued. Most speakers acknowledged that the Town needs sidewalks, but had reservations and concerns about the power this would give to the Planning Board.

Rep. Noonan then moved to amend the article by adding after the words "under the control of the" the words "Public Works Director with the approval by the"... Seconded.

Rep. Moreira moved to put Article 37 on the table. Seconded.

The motion to table Article 37 LOST.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The amendment was put to a vote. The amendment LOST.

The main motion, as presented, LOST.

ARTICLE 38

Selectman Rawlings moved to amend Article VIII of the General By-Laws of the Town by adding thereto the following Section 3 - Sewer Assessments:

3.1 The Board of Selectmen may assess part or all of the cost hereinafter incurred of common sewers upon each owner of land within the territory served by such sewers and who enters his particular sewer into such sewers, or who by more remote means receives benefit by such sewerage system, provided that the project was commenced by petition of a majority of the owners of land within the territory served, each ownership entity to count as one petitioner, or that assessment for the project was approved by vote of Town Meeting by a fixed uniform rate or rate based upon a uniform unit method, as set forth in G.L. C. 83, S 15, as the Board of Selectmen may determine in each case in consultation with the Sewer Extension Committee, such assessments to be apportioned fairly and proportionately and to be made within a reasonable time after the project is completed.

3.2 The amount to be charged against each parcel of land receiving benefit from a particular sewerage project shall include the cost of the pipes and other material and of the labor in laying them and other expenses incidental thereto and shall be ascertained, assessed and certified by the Board of Selectmen in consultation with the Director of Public Works once the project is completed.

3.3 The portion of the cost of a particular sewerage project which shall be borne by the Town and the portion that shall be borne by the owners served by the project shall be as determined by the Board of Selectmen in consultation with the Sewer Extension Committee and the Town Administrator.

3.4 The Board of Selectmen in consultation with the Sewer Extension Committee and Town Administrator may separate the cost of general benefit sewerage system facilities, including but not limited to pumping stations, truck and force mains, from that of special benefit facilities, included but not limited to the sewer mains, serving adjacent properties. A portion of costs of the general benefit may be apportioned by the uniform unit method set forth in G.L. C. 83, S 15 on all areas to receive benefits within the pumping district or combination of districts. The cost of the general benefit facilities, attributable to undeveloped land not abutting a sewered street, may not be assessed until properties are serviced by public sewerage. The proportional cost of the special benefit and general benefit facilities may be assessed against all properties abutting a sewered street.

3.5 Whenever the Board of Selectmen determine to construct a sewer in a public way, or in a way opened or dedicated to the public use which has not become a public way, and assessments may be made or charges imposed for the construction of such improvements or the use thereof, they shall cause to be recorded in the Registry of Deeds a statement of their action as set forth in G.L. C. 83, S 27. (ALTERNATE PROVISION: If upon receipt of the notice of assessment set by the Tax Collector in accordance with G.L. C. 80, S 4, the owner pays the amount due in full, no lien shall be recorded in the Registry of Deeds, with respect to the property assessed and the Board of Assessors shall indicate on the next tax bill the amount of the betterment assessment has been paid and no further notation or demand shall be made on land so assessed.)

3.6 The Board of Selectmen, in consultation with the Sewer Extension Committee, may declare that a sewer laid in any land or way, public or private, opened or proposed to be open for public travel, is a common sewer. If such a sewer is laid in a private way or land at the expense of the owner thereof, his land shall not be assessed for the cost of such sewer, but his land may be assessed for the cost of connecting such sewer with common sewers already established, for benefits received by remote means from the sewerage system and for annual sewer use fees.

3.7 The Board of Selectmen may assess and collect estimated sewer assessments in connection with the construction of water pollution collection, pumping, treatment and disposal facilities. The total amount of such estimated sewer assessments shall not exceed one-half of the Town's liability under all contracts it has entered into for

the construction of such facilities, and the total of such estimated assessments shall be allocated by the same method used for the allocation of the actual assessments upon the completion of the work.

Seconded.

The Finance Committee concurred.

The Rules Committee concurred.

William Mazerall, 4 Wallace Road was allowed forward to speak on the article. He has a failing septic system and under the new Title 5, he must address the problem. If this article passes, it will be a way for he and his neighbors to install sewerage on their street and to tie into the Town sewer system at an affordable cost.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion as presented CARRIED.

ARTICLE 39

Selectman Rawlings moved to accept the provisions of G.L. C. 80, S 13B, as such statute may be amended, providing for deferral of payment of assessments for owners eligible for tax exemption under G.L. C. 59, S 5, Clause 41A. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 40

Selectman Rawlings moved to amend Article VIII of the General By-Laws of the Town by adding thereto the following Section 4 - All Betterment Assessments:

4.1 Unpaid assessment shall bear interest at a rate equal to two percent above the rate of interest chargeable to the Town for the betterment project to which the assessments relate, or five percent, whichever is higher, from the thirteenth day after commitment to the Tax Collector.

4.2 The Board of Selectmen shall, upon the application of the owner of the real property assessed, if such owner is eligible for an elderly property tax exemption under G.L. C. 59, S. 5, Clause 41A, enter into a deferral and recovery agreement with such owner, provided that such application is received within six months after notice of such assessment has been sent out by the Tax Collector and provided that said agreement shall contain the provisions set forth in G.L. C. 80, S 13B.

Seconded.

The Finance Committee concurred.

The Rules Committee concurred.

The motion as presented CARRIED.

ARTICLE 41

Selectman Rawlings moved to rescind the vote under Article 4 of the 1990 Fall Town Meeting limiting the authority of the Board of Selectmen in the area of betterment assessments for street improvements. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 42

Selectman Rawlings moved to dismiss Article 42. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 43

Selectman Rawlings moved to amend the Town of Billerica Sanitary Sewer Rules and Regulations from the current wording:

ARTICLE XI - PENALTIES

Section 1. Under the provisions of 40 CFR 403.8 (f) (l) (vi) (A), the Town of Billerica will seek injunctive relief for non-compliance with pretreatment standards and requirements. Any person violating any provisions of these Rules and Regulations may be punished by the maximum monetary amount permitted under the existing laws of the Commonwealth of Massachusetts. The current maximum monetary amount has been established at the rate of five thousand dollars ($5,000.00) per violation per day. Each day of continued violation shall constitute a separate violation.

Section 2. Monetary penalties shall be issued solely from the office of the Director of Public Works.

Section 3. The minimum monetary penalty for any violation of the Town of Billerica Sanitary Sewer Rules and Regulations shall be five hundred dollars ($500.00).

Section 4. Payment of monetary penalties issued by the Director of Public Works shall be due within thirty

(30) days by check, drawn payable to the Town of Billerica;

to the following wording:

ARTICLE XI - PENALTIES

Section 1. Under the provisions of G.L. C. 83, S. 13, the Town of Billerica will seek injunctive relief for non-compliance with pretreatment standards and requirements. Any person violating any provisions of these Rules and Regulations may be punished by the maximum civil penalty permitted under the existing laws of the Commonwealth of Massachusetts. The current maximum civil penalty is five thousand dollars ($5,000.00) per violation per day. Each day of continued violation shall constitute a separate violation.

Section 2. As an alternative to the civil penalty provided in Section 1, the Town may employ the non-criminal disposition procedure as set forth in Article XXIX of the Town's General By-Laws. The non-criminal disposition penalty shall be three hundred dollars ($300.00) for each offense. Each day on which a violation exists shall be deemed a separate offense.

and further to vote to add the following to the Town's General By-Laws:

ARTICLE XXIX - SEWER RULES AND REGULATIONS - Noncriminal Disposition

A. Any person who violates any provisions of the Town of Billerica Sanitary Sewer Rules and Regulations may, in the discretion of the enforcing person, be penalized by a noncriminal disposition as provided in G.L. C. 40, S 21D. The enforcing person shall be the Director of the Department of Public Works, his designee(s), and any police officer of the Town.

B. Each day on which a violation exists shall be deemed a separate offense. The noncriminal disposition penalty shall be three hundred dollars ($300.00) for each offense.

Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 48

Selectman Rawlings moved to dismiss Article 48. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 49

Rep. Ralph MacDonald moved to adopt the provisions of Massachusetts General Laws, Chapter 59, Section 5, Clause 5B, Statutory Exemption, Real and Personal Property owned by Veterans' Organizations.

C. Veterans Organizations (Clause 5B)
The real and personal estate owned or held in trust for the benefit of incorporated organizations of veterans of any war in which the United States has been engaged will be exempt up to the amount of $700,000.00 provided the real estate is actually used and occupied by the incorporated veterans organization and provided further that the net income is used for charitable purposes.

Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 50

Dep. Moderator Moreira moved to accept M.G.L. C. 33, S. 59. This Chapter and Section pertains to pay allowances for reservists while on annual training. Seconded.

The Finance Committee concurred.

Rep. McKenney moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

ARTICLE 51

Rep. Hoar moved to establish an Enterprise Fund per Mass. General Laws, Chapter 44, Section 53F1/2 for the operation and maintenance of the Billerica Water Department and Sewer Department. All receipts from charges, fees, grants, federal funds, state funds, county funds and the Mass. Department of Revenue Community Assistance applicable funds are to be received and recorded in the Enterprise Funds. All expenses for the operation and maintenance of these departments will be paid through these accounts including labor, materials, insurance, taxes, retirement and any related expenses except no funds are to be used for new construction. Reasonable replacement of capital assets is allowed. All additional funds not in the budget as approved by Town Meeting will be retained in an interest-bearing Reserve Account. The funds may be used for future budgets or to reduce charges to users. This article will be in effect for the fiscal year 1997, beginning July 1, 1996. Seconded.

The report of the Water and Sewer District Study Committee was given by Chairman Hoar.

The Finance Committee did not concur.

Several Representatives spoke against the article. They questioned the advisability of taking this so-called "surplus" revenue out of the general fund when at the same time the Town is responsible for the bonding issues.

Rep. Tufts moved the question. Seconded.

The motion to cut off debate CARRIED unanimously.

The main motion as presented LOST.

It was moved, seconded and VOTED to dissolve the Water and Sewer Study Committee with thanks.

ARTICLE 52

Selectman Doyle moved to discontinue Beach Street as a public way; for a distance from Lakeview Drive to Nutting Lake and to retain as a drain and utility easement. Seconded.

Street Acceptance and Discontinuance Committee Chairman Doyle gave the report of the September 21st public hearing. This section of Beach Street is a paper street. This section should be retained as a drain and utility easement. The abutters should agree in writing not to change the existing drainage patterns.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 53

Selectman Doyle moved to discontinue Thorndike Road (formerly Hillside) as a public way, for a distance from Austin Road to Meadowbank Road. Seconded.

The Finance Committee concurred.

Street Acceptance and Discontinuance Committee Chairman Doyle gave the report of the public hearing held September 21st. This section of Thorndike Road is a paper street.

The motion to discontinue this portion of Thorndike Road CARRIED unanimously.

ARTICLE 54

Selectman Doyle moved to postpone Article 54 until the 11th order of business on October 17th. Seconded.

The motion to postpone Article 54 CARRIED.

Rep. Moreira moved to wave the consecutive session provision of Article 1.1.D of the General By-Laws. Seconded.

This will allow the postponement of the Town Meeting until October 17th. The motion to wave the consecutive session provision CARRIED.

Rep. Moreira moved to adjourn the Town Meeting until October 17, 1995 at 7:30 p.m. Seconded.

The motion CARRIED.

The second session of the Fall Town Meeting adjourned at 10:30 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL FALL TOWN MEETING
October 3, 1995

Maurice A. Buck Memorial Auditorium
Third Session - October 17, 1995

Prior to the start of Town Meeting, Judith Ciampa was appointed a teller by Moderator Sullivan and was sworn in by Town Clerk Shirley E. Schult.

A quorum count was called. With one hundred twenty-eight (128) Town Meeting Members present, the third session of Fall Town Meeting was declared in session at 7:40 p.m.

Selectman Doyle announced that the Billerica Lodge of Elks had donated a mountain bicycle to the Billerica Police Department.

Joanne Stanley, a representative of BFI, the current holder of the solid waste contract, gave a presentation on the new recycling regulations and made a plea for all residents of the Town to participate in the program for both the environmental and economical benefits to the Town.

Town Administrator Mercier gave a progress report on the recommendations made in the In-House Legal Counsel Study Committee report. Town Counsel will be evaluated each April and will be appointed annually. Town Counsel opinions are on file and open to the public. There will be periodic meetings with department heads. Town Counsel will respond to only those inquiries authorized by the Board of Selectmen/Town Administrator.

ARTICLE 63

Rep. Flemming moved to amend the Zoning By-Laws by deleting Section 16.4.A.5 and adding a new subsection 16.4.A.5 to read:

16.4.A.5 In addition to the above signs, each building with three or more occupants may have one directory wall sign affixed to the exterior wall of the building, if the main entrance of any individual establishment does not face the frontage street. The changeable plate for each occupant shall measure no more than one foot in height by three feet wide. Overall the sign shall not exceed more than eight feet in height and shall not be located above the first story of the building.

Seconded.

Planning Board Secretary Doucette gave the Board's report on the public hearing held on September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Board voted six (6) in favor and one (1) abstention to recommend this article.

The Finance Committee concurred.

The membership of both the Billerica Plan and the Billerica Chamber of Commerce are in favor of this article.

Rep. Dampolo moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 47

Rep. Flemming moved to amend the General By-Laws by deleting Sub-section 18.4.A.5 and adding a new sub-section 18.4.A.5 to read:

18.4.A.5 In addition to the above signs, each building with three or more occupants may have one directory wall sign affixed to the exterior wall of the building, if the main entrance of any individual establishment does not face the frontage street. The changeable plate for each occupant shall measure no more than one foot in height by three feet wide. Overall, the sign shall not exceed more than eight (8) feet in height and shall not be located above the first story of the building.

Seconded.

The Rules Committee concurred.

The Finance Committee concurred.

There being no discussion, the motion as presented was CARRIED unanimously.

ARTICLE 56

Selectman Rawlings moved to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from an Industrial District to a Rural Residential District all of the land owned by the Town of Billerica on Corcoran Road (along the Burlington, MA Town line and identified as

Assessor's Map 109, Parcel 8-1) in said Town, bounded and described as follows:

NORTHERLY by a stone wall, two hundred ninety-four (294) feet;
NORTHEASTERLY by Corcoran Road by curved and straight lines as shown on said plan, two hundred and 6/10 (200.6) feet;
SOUTHEASTERLY by Lot 41 as shown on said plan, two hundred forty-two (242) feet; and
SOUTHWESTERLY by land now or formerly of the Town of Burlington, two hundred sixty-four and 7/10 (264.7) feet.

Seconded.

Planning Board Secretary Doucette gave the report of the Public Hearing held September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Board voted five (5) in favor, zero (0) opposed and with two (2) absent to recommend this article.

The Finance Committee concurred.

Crystal Card, Conservation Commission Member, explained the article. This involves a parcel of land along the Concord River adjacent to conservation land owned by the Sudbury Valley Trust and across the river from the Vietnam Veteran's Park. The Conservation Commission would like to preserve this parcel as open land. The owner of the riverfront parcel has all permits in hand to construct a dwelling. He has agreed to a land swap of the riverfront parcel for the two (2) parcels of land cited in Articles 55 and 56; one of which is being rezoned under Article 56 PROVIDED that the zoning change being requested is accomplished. The Conservation Commission supports passage of both Article 55 and 56 in order to preserve this portion of the riverfront as open space.

Rep. Symes moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

Rep. Moreira moved to reconsider Article 56 as there was confusion as to the correct wording of the motion. Seconded.

The motion to reconsider CARRIED.

The motion as presented was restated. Seconded.

The motion CARRIED unanimously.

ARTICLE 55

Selectman Rawlings moved to transfer the care, custody and control of certain parcels of land owned by the Town of Billerica and more definitively described on the Assessor's Map as Plate 109, Parcel 8-1, in Billerica located on Corcoran Road (Burlington) and Plate 91, Parcel 110-0 Ridgeway Avenue to the Board of Selectmen for the purpose of conveying, leasing or otherwise transferring ownership of these parcels and furthermore to authorize the Board to convey, lease or otherwise transfer ownership under such terms and conditions as they shall determine to be appropriate.

Seconded.

The Finance Committee concurred.

Rep. Moreira moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 60

Planning Board Chairman Noonan moved to amend the Zoning By-Laws and Zoning Map from an Industrial District to a Commercial District the whole or any part of land owned by James M. Langbert, Trustee of the Rangeway Realty Trust on Rangeway Road in said Town, as bounded and described in the warrant. Seconded.

Planning Board Secretary Doucette gave the report of the Public Hearing held September 18th and continued on October 2 and October 16, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Board voted four (4) in favor and zero (0) opposed.

James Langbert and his Counsel, Joanne Marzulo were allowed forward to make a presentation and to answer questions.

Moderate discussion ensued when Rep. Allain moved the question. Seconded.

With sixty-nine (69) in favor and forty-nine (49) opposed, the motion to end debate LOST.

Discussion continued at length.

Rep. Callihan moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented was put to a rising vote. With seventy-four (74) in favor and fifty-three (53) opposed,

the motion LOST.

It was moved and seconded to reconsider Article 60. The motion to reconsider LOST.

ARTICLE 61

Planning Board Chairman Noonan moved to amend the Zoning By-Laws and Zoning Map of the Town by re-zoning from Rural Residential District to General Business District the whole or any part of land owned by Stephen & Joanne Mann on 186 Boston Road and Treble Cove Road in said Town, as bounded and described in the warrant. Seconded.

Planning Board Secretary Doucette gave the report of the Public Hearing held on September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Board voted two (2) in favor, four (4) opposed and one (1) abstention.

The Finance Committee concurred.

Finance Committee Member DeSimone gave a minority report.

Thomas Kennedy, site plan developer for Osco Drug Company, a proponent of the article was allowed forward to make a presentation.

There was much opposition to this article with speakers citing all the empty business buildings on Boston Road, the traffic problems and the increased congestion this would add to an extremely congested intersection.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented LOST unanimously.

Rep. Morrissey moved to reconsider Article 61. Seconded. The motion to reconsider LOST.

ARTICLE 58

Planning Board Chairman Noonan moved to amend the Zoning By-Laws by adding sections to the By-Laws by adding the following sections as written in the warrant:

5.6	Elderly Housing Overlay Districts (EHOD)
3.1.9	Elderly Housing Overlay District
5.7.2.YY	Elderly Housing Overlay District (See Section 5.16)

and add to Section 9.4.E the words:

"and an Elderly Housing Overlay District" after the words "Garden Style Apartment and Townhouse District".

Seconded.

The Finance Committee concurred.

Planning Board Secretary Doucette gave the report of the Public Hearing held on September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Board voted six (6) in favor and one (1) abstained.

Much discussion ensued.

Rep. Markarian moved the question. Seconded.

Rep. Symes questioned the quorum. With only one hundred eighteen (118) Town Meeting Members present, there was not a quorum present.

The Fall Town Meeting was declared adjourned until Thursday, October 19, 1995 at 7:30 p.m. The third session of the Fall Town Meeting was adjourned at 10:34 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL FALL TOWN MEETING
October 3, 1995

Maurice A. Buck Memorial Auditorium
Fourth Session - October 19, 1995

A quorum count was taken. With one hundred twenty-four (124) Town Meeting Members present, the fourth session of the Annual Fall Town Meeting was declared in session at 7:49 p.m.

Doris Pearson, Chairman of the Capital Advisory Committee gave the report on proposed improvements to the water treatment plant. A representative of Camp, Dresser & McKee explained the proposed improvements

and upgrades to the facility and a suggested time frame.

ARTICLE 58 (cont.)

Sally Markarian moved to withdraw her motion to end debate. Seconded.

The motion to withdraw the motion to end debate CARRIED unanimously.

Rep. Flynn moved to amend the article as follows: at the end of the section "Allowed Uses" add the words "and by a rezoning vote at either a regular or special Town Meeting" and to add a new section between the paragraph "Additional Requirements" and "Deed Restrictions" to read "Density: The density of the development shall be governed by Section 5.8.G except that the area used in the calculations shall not include any bordering vegetative wetland so defined by M.G.L. C. 131, Section 40 or flood plain as defined under Section 5.6 of this By-Law." Also to remove the letter "G" and the word "density" from the section entitled "Additional Requirement" so that the article will now read:

5.6 **ELDERLY HOUSING OVERLAY DISTRICTS (EHOD)**

Purpose: The purpose of the Elderly Housing Overlay District is to provide people over 55 years of age the opportunity to live in a development designed specifically for their needs, equipped with the appropriate amenities and located within reasonable proximity to shopping and services.

Allowed Uses: Besides those uses permitted in the underlying districts, elderly housing shall be allowed by Special Permit from the Zoning Board of Appeals as per Section 5.8.B of the Zoning By-Laws and by a rezoning vote at either a regular or special Town Meeting.

Area and Frontage Requirements: The site shall have not less than 150 feet of frontage and not less than five contiguous acres of land.

Minimum Yard Requirements: The yard requirements shall be those required by Section 5.8.E.

Parking: There shall be a minimum of two (2) parking spaces per dwelling unit. A minimum of 25% of the dwelling units shall have garages. The parking space within these garages shall count towards the (2) parking space per unit requirements.

Additional Requirements: The requirements outlined under Sections 5.8.D, F, I and J pertaining to Site Coverage and Design Restrictions, Height, Density, Infrastructure and Fire Lanes shall also apply. In addition, each housing unit shall have no more than two bedrooms and all exterior and interior doorways shall be appropriately wide for wheelchair access, following the applicable codes and guidelines.

Density: The density of the development shall be governed by Section 5.8.G except that the area used in the calculation shall not include any bordering vegetative wetland as defined by M.G.L. C. 131, Section 40 or Flood Plain as defined under Section 5.6 of this By-Law.

Deed Restrictions: Deed restrictions shall be placed on the entire site and shall be referenced in all leases as applicable, requiring that all residents, with the exception of spouses and/or caregivers, shall have reached the age of 55. These restrictions shall be reviewed by Town Counsel for acceptance. The cost of such review shall be the responsibility of the applicant.

Overlay Application: This overlay district can be applied to Village Residence, Neighborhood Residence and Rural Residence Districts and to Neighborhood Business and General Business Districts.

and add the following two subsections:

3.1.9	Elderly Housing Overlay District
5.7.2.YY	Elderly Housing Overlay District (See Section 5.16)

and add in Section 9.4.E the words "and an Elderly Housing Overlay District" after the words "Garden Style Apartment and Townhouse District". Seconded.

The amendment was put to a vote.

The amendment CARRIED.

The main motion with the amendment attached thereto was put to a vote.

The motion CARRIED unanimously.

It was moved and seconded to reconsider Article 58.

The motion to reconsider LOST.

ARTICLE 34

Selectman Rawlings moved to approve a Certified Project Application submitted by ASE American, 4 Suburban Park Drive, for a facility located within the "Middlesex Turnpike North" Economic Opportunity Area in Billerica,

Massachusetts and more specifically described on Assessor's Map 97, (revised 1-1-93) as Parcel 105-2-3, said approval will provide local and state tax relief to promote economic development in accordance with G.L.c. 23A, ss3A-3H. In addition, the Project Certification Application confirms:

A) The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a certified project.

B) The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C) The Town request that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration.

Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 35

Selectman Rawlings moved to dismiss Article 35. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 36

Selectman Rawlings moved to approve a Certified Project Application submitted by Bay Networks, for a facility located within the "Concord Road West" Economic Opportunity Area in Billerica, Massachusetts and more specifically described on Assessor's Map 95, (revised 1-1-93) as Parcel 129-9, said approval will provide local and state tax relief to promote economic development in accordance with G.L.C. 23A, ss3A-3H. In addition, the Project Certification Application confirms:

A) The project, as proposed, is consistent with and can reasonably be expected to benefit significantly from inclusion as a certified project.

B) The project, as described in the Project Certification Application, will increase employment opportunities for the residents of Billerica by allowing for continued growth and expansion of facilities in the Economic Opportunity Area.

C) The Town request that this project be designated as a certified project for a term of not less than five (5) years or more than twenty (20) years duration.

Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 62

Planning Board Chairman Noonan moved to amend the Zoning By-Laws and Zoning Map of the Town by zoning into the Elderly Housing Overlay District the whole of land owned by Presidential Development/Cara Realty Trust on Boston Road in said Town, bounded and described as follows:

Being Map 51, Parcel 25, as shown on Town of Billerica Assessor's Map:
Beginning at the Northwest corner of said lot and running:
N 80-06-40 E 661.45 feet by land of Town of Billerica, Sorokoff, DeGrande and Jones; thence
S 01-15-17 E 349.80 feet by land of Lovegrove and Bagdigian; thence
S 79-56-03 W 516.45 feet by land of Abbott, The First Congregational Church and MacDonald; thence
N 10-06-45 W 89.10 feet by land of Heeney; thence
S 80-00-31 W 145.00 feet by land of Heeney; thence
N 03-46-30 W 260.07 feet along Boston Road to the point of beginning.
Said lot contains 5.10 acres, more or less.

Seconded.

Planning Board Secretary Doucette gave the report of the public hearing held September 18, 1995. Due notice was given in the Billerica News on August 31 and September 7, 1995. On a positive motion to recommend, the Planning Board voted six (6) in favor and one (1) opposed to recommend this article.

The Finance Committee concurred.

Vivian Chaput of Great Brook Associates, Inc., a proponent of this article gave a detailed presentation. Several Representatives questioned the ingress and egress at this location and also the traffic pattern.

Discussion ensued at length. Rep. Morrissey moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented was put to a rising vote. With ninety-six (96) voting in favor and thirty-two (32) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 62.

The motion to reconsider LOST.

ARTICLE 57

Planning Board Chairman Noonan moved to amend Section 5.8.J of the Zoning By-Law by amending the first paragraph to read:

> All buildings shall be surrounded by fire lanes. A fire lane is an open space in which no vehicle may be parked and in which no building, structure, fence, stair, covered or uncovered porch, cornice, eave or other building projection may be erected without written permission from the Chief of the Billerica Fire Department except that buildings may be interconnected by corridors or walkways, if provision is made for access by fire apparatus to all outside walls. The space shall be vacant between a building and a line parallel to and fifteen (15) feet equidistant from a building.

Seconded.

The Finance Committee concurred.

Planning Board Secretary Doucette gave the report of the public hearing held September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Planning Board voted five (5) in favor and two (2) abstentions to recommend this article.

The motion as presented was put to a rising vote. With one hundred twenty-three (123) in favor and three (3) opposed, the motion CARRIED.

ARTICLE 59

Planning Board Chairman Noonan moved to amend the Zoning By-Laws by changing Section 2.16 to read:

2.16 Frontage, Lot:

> A continuous portion of the boundary between a lot and an abutting street between lot lines or, in the case of a corner lot, between a lot line and the intersection of street lines or of street lines extended. The measurement of lot frontage shall not include jogs in street width, back-up strips and other irregularities in street line, and, in the case of a corner lot may at the option of the owner extend to the midpoint of the curve connecting street lines, instead of to their intersection. In the case of corner lots and lots with frontages on more than one street, each frontage shall be treated as a separate frontage so that the minimum frontage requirements outlined elsewhere in this By-Law shall be satisfied on at least one street, which shall be considered as the frontage street;

and add a new definition of frontage, street to become Section 2.16.1 to read as follows:

2.16.1 Frontage, Street:

> A street to which the owner of the lot has a legal right of access and which provides the required lot frontage;

and to amend Section 2.31 by appending the following to the end of the section to read:

> In the case of a corner lot, all lot lines other than street lines are side lot lines.

and lastly to amend the definition of side yard to read:

> **Yard, Side:**
> A yard extending along each side line of a lot between front and rear yards. Except in the case of a corner lot, a yard extending along each side line of a lot between a front yard and a side lot line.

Seconded.

The Finance Committee concurred.

Planning Board Secretary Doucette gave the report of the public hearing held September 18, 1995. Due notice was given in the Billerica Minuteman on August 31 and September 7, 1995. On a positive motion to recommend, the Planning Board voted four (4) in favor and three (3) opposed.

Planning Board Chairman Noonan explained the article.

The motion as presented was put to a rising vote. With one hundred two (102) voting in favor and three (3) opposed, the motion CARRIED.

It was moved and seconded to reconsider Article 59. The motion to reconsider Article 59 LOST.

ARTICLE 54

Selectman Doyle moved to accept Timbercreek Lane for its entire length as a public way in accordance with the layout adopted by the Board of Selectmen and on file with the Town Clerk, a way 50 feet wide and 2,289 feet, more or less, long. Seconded.

The Street Acceptance and Discontinuance Committee report was given by Chairman Doyle.

The Planning Board approved this street acceptance. The motion as presented CARRIED unanimously.

Deputy Moderator Moreira moved to adjourn until Tuesday, October 24th at 7:30 p.m.

Seconded.

The motion CARRIED.

The fourth session of the Fall Town Meeting adjourned at 10:15 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL FALL TOWN MEETING
October 3, 1995

Maurice A. Buck Memorial Auditorium
Fifth Session - October 24, 1995

A quorum count was taken. With one hundred twenty-eight (128) Town Meeting Members present, the fifth session of the Fall Town Meeting was called to order at 7:45 p.m.

ARTICLE 2

Selectman Doyle moved to amend the FY96 budget adopted in the 1995 Spring Town Meeting by transferring from Free Cash the amount of $1,574,871.00 to the following line items:

Account:		
#220-10-5110	Fire Dept. Personnel	110,000.00
#220-10-5120	Fire Dept. Overtime	90,000.00
#91070-7012	Town Group Ins.	200,000.00
#91070-7013	School Group Ins.	200,000.00
#4330-5285	Solid Waste	100,000.00
T/S	Stabilization Acct.	874,871.00

Seconded.

The Finance Committee concurred.

Town Administrator Mercier gave an overview of FY96 revenues and expenses and FY96 available funds. He also presented his Free Cash distribution plan and the impact this would have on both the Town and the School sides of the budget. He stressed that it is important to reserve some of this money in a stabilization account to use for future expenditures. This would provide some tax relief for residents NOT a tax reduction.

Superintendent Calabrese gave a brief overview of the School Department articles included in the warrant including the contracts.

The Finance Committee approved all the contracts although they felt education incentives, longevity and sick-day buyback should be addressed in the future.

Rep. Delorey made a presentation comparing the Fire Departments of Billerica and Chelmsford. He then moved the following amendment, "to form a five-member committee comprised of Town Meeting Members appointed by the Moderator to report back at the Spring 1996 Town Meeting on whether or not the Billerica Fire Department can function similar to the Chelmsford Fire Department. Seconded.

The amendment as presented CARRIED.

Discussion ensued at length. It was moved and seconded to end debate.

The motion to end debate CARRIED unanimously.

The main motion with the amendment attached thereto was put to a vote.

The motion CARRIED unanimously.

ARTICLE 17

Selectman Cangiamila moved to postpone Article 17 to the first order of business on Thursday, October 26th. Seconded.

The motion to postpone CARRIED.

ARTICLE 5

Selectman Doyle moved to raise and appropriate the sum of $43,366.00 to fund salary adjustments for non-union employees. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 44

Selectman Rawlings moved to amend the General By-Laws, Article XII Personnel By-Law as printed in the warrant. Seconded.

The Finance Committee concurred.

The Rules Committee concurred.

Town Administrator Mercier explained the article. Much discussion ensued on the sick-leave bank and the number of days to be put in by the Town.

Rep. Morrissey moved to amend Section 24, Sick-leave bank by deleting the words "and said contributions shall be matched by the Town" in paragraph 1 and deleting all of paragraph 2.

The amendment was put to a vote. The Moderator declared the amendment LOST. The vote was questioned by more than seven persons. A rising count was taken. With sixty (60) voting in favor and seventy (70) opposed, the amendment LOST.

Discussion continued on the main motion.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The main motion as presented was put to a vote.

The motion CARRIED.

Rep. Hoar moved to bring Article 27 forward at this time. Seconded.

The motion CARRIED.

ARTICLE 27

Rep. Morris moved to raise and appropriate the sum of $13,000.00 for the purpose of funding additional staff personnel for the Title V compliance, in the Health Department. Seconded.

The Finance Committee concurred.

Rep. Morris explained the article and the need for additional monies to fund a system inspector to assure compliance with "Title V" regulations.

Rep. White moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED unanimously.

ARTICLE 6

Selectman Rawlings moved to raise and appropriate the sum of $68,092.00 and further transfer from available Free Cash $156,908.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Billerica Municipal Employees Association (B.M.E.A). Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 7

Selectman Rawlings moved to raise and appropriate the sum of $152,386.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the International Association of Firefighters (I.A.F.F.). Seconded.

The Finance Committee concurred.

Finance Committee Member LeBlanc gave a minority report.

The motion as presented CARRIED.

ARTICLE 8

Selectman Rawlings moved to dismiss Article 8. Seconded.

The Finance Committee concurred.

The motion to dismiss Article 8 CARRIED.

ARTICLE 9

Selectman Rawlings moved to raise and appropriate the sum of $24,905.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the Emergency Medical Technicians (E.M.T.). Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 10

Selectman Rawlings moved to raise and appropriate the sum of $32,919.00 to fund the Collective Bargaining Agreement between the Town of Billerica and the National Association of Government Employees (N.A.G.E.). Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 11

Selectman Rawlings moved to raise and appropriate the sum of $3,174.00 to pay the following previous year's bills:

Paul Kelley, Deputy Collector	2,509.85
George Donahue	663.60

for a total of $3,173.45 rounded off to $3,174.00. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 13

Selectman Rawlings moved to appropriate $800,000.00 for the installation of drainage and road reconstruction and/or paving including all engineering and other costs incidental thereto; that to meet this appropriation the Treasurer, with the approval of the Board of Selectmen is authorized to borrow $800,000.00 under M.G.L. Chapter 44, Section 8, that the Selectmen are authorized to contract for and to expend any available federal or state funds for projects and that the Board of Selectmen is authorized to take any other action thereto. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED unanimously.

ARTICLE 16

Selectman Hurd moved to transfer from the following FY96 budget line item accounts the sum of $600,000.00:

From Acct. #710-7180 New Debt-Town (Principal) 450,000.00
From Acct. #710-7580 New Debt-Town (Interest) 150,000.00

To:
Acct. #422-5220 DPW Highway Paving/Drain. 375,000.00
Acct. #492-5200 DPW Motor Equip. Repair Contract Services 10,000.00
Acct. #452-5800 DPW Water Maintenance Capital Outlay 70,000.00
Acct. #441-5200 DPW Sewer-Contract Svcs. 120,000.00
Acct. #155-5880 T/G Computer 25,000.00

Seconded.

The Finance Committee concurred.

Selectman Hurd explained the article. Much discussion ensued relative to use of the money.

Rep. Flynn moved for a division of the Article in order to separate out the $25,000.00 for the computer portion. Seconded.

Discussion ensued.

The motion to divide the question to separate out the $25,000.00 for computers was declared passed. The vote was questioned by more than seven people. A standing count was taken. With forty-eight (48) voting in favor and sixty-eight (68) opposed, the amendment LOST.

The motion as presented CARRIED.

Rep. Moreira moved to adjourn until Thursday evening. Seconded.

The motion CARRIED.

The fifth session of the Fall Town Meeting adjourned at 10:29 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

ANNUAL FALL TOWN MEETING
October 3, 1995

Maurice A. Buck Memorial Auditorium
Sixth Session - October 26, 1995

A quorum count was taken. With one hundred twenty-one (121) Town Meeting Members present, the sixth session of the Fall Town Meeting was called to order at 7:50 p.m.

A moment of silence was observed for the young people who were killed in the school bus/train accident in Illinois this week.

ARTICLE 17

Selectman Cangiamila requested permission for the Hill's, proponents of the article, be allowed forward to speak on the article. They are taxpayers but not Billerica residents. Permission was granted.

Selectman Cangiamila moved to raise and appropriate or transfer from available funds the sum of $25,000.00 for the purpose as printed in the warrant. Seconded.

The Finance Committee did not concur. Reference was made to an opinion from Town Counsel stating that this is not a legal article.

Rep. Cangiamila explained the background of the Hill's problem. Mr. Hill gave a detailed history of the problem which dates back to 1972.

Town Administrator Mercier stated that the article is illegal. Both the Town Counsel and the Department of Revenue have so stated.

Rep. McLaughlin moved the question. Seconded.

With sixty (60) in favor and fifty-five (55) opposed, the motion to end debate LOST.

Discussion continued at some length.

Rep. Callihan, Chairman of the Rules Committee stated that this is an illegal article and although the Representatives empathize and sympathize with the Hill's they cannot pass this article.

Rep. Fraine moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented LOST.

Rep. Callihan moved that a sense of the Town Meeting be taken to direct the Administrator to attempt to resolve this situation. Seconded.

The motion CARRIED.

Selectman Cangiamila moved to reconsider this article. Seconded.

The motion to reconsider LOST.

ARTICLE 18

Selectman Rawlings moved to raise and appropriate the sum of $1,000.00 and to authorize the Board of Selectmen and/or the Town Treasurer/Collector to refund to George Nikoris for a parcel of land conveyed which the Town of Billerica did not have title. Seconded.

The Finance Committee concurred.

Town Administrator Mercier explained the article.

The motion as presented CARRIED.

ARTICLE 19

School Committee Member Cavicchio moved that the Billerica School Committee be authorized to establish a Revolving Fund, under the provisions of General Laws, Chapter 44, Section 53E 1/2 for the purpose of receiving insurance and Medicaid reimbursements for BEAM and Special Education students, and other revenues, and spending monies to operate programs in an amount not to exceed $400,000.00. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 20

School Committee Member Cavicchio moved to raise and appropriate $57,432.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the American Federation of State, County and Municipal Employees, AFL-CIO, Council 93, Local 2747, Custodial Employees. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 21

School Committee Member Cavicchio moved to raise and appropriate $539,300.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 22

School Committee Member Cavicchio moved to raise and appropriate $9,100.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the School Nurses affiliated with Billerica Federation of Teachers, Local 1677, MFT, AFT, AFL-CIO. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 23

School Committee Member Cavicchio moved to raise and appropriate $34,100.00 to fund the Collective Bargaining Agreement between the Town of Billerica School Committee and the Billerica Administrators' Group affiliated with the Massachusetts Association of Professional School Administrators. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 24

School Committee Member Cavicchio moved to raise and appropriate $40,500.00 to fund wage adjustments for Billerica School personnel, non-union. Seconded.

The Finance Committee concurred.

The motion as presented CARRIED.

ARTICLE 25

School Committee Member Cavicchio moved to dismiss Article 25. Seconded.

The Finance Committee concurred.

The motion to dismiss CARRIED.

ARTICLE 26

Selectman Rawlings moved to raise and appropriate the sum of $12,457.00 to purchase radar units for the Police Department. Seconded.

The Finance Committee concurred.

Safety Officer Tammaro explained the article. Discussion ensued.

Rep. Moreira moved to end debate. Seconded.

The motion to end debate CARRIED unanimously.

The motion to raise and appropriate $12,457.00 CARRIED.

ARTICLE 28

Selectman Rawlings moved to dismiss Article 28 on behalf of the petitioner. Seconded.

The motion to dismiss Article 28 CARRIED.

ARTICLE 33

Finance Committee Chairman Pearson moved to transfer from Free Cash the sum of $1,044,637.00 to be applied to the fiscal year 1995-96 tax rate. Seconded.

Rep. DeSimone moved the question. Seconded.

The motion to end debate CARRIED unanimously.

The motion as presented CARRIED.

Rep. Moreira moved that the Fall Town Meeting be dissolved. Seconded.

The motion CARRIED.

The Annual Fall Town Meeting dissolved at 9:00 p.m.

A True Copy
ATTEST:

Shirley E. Schult, CMC, CMMC
Town Clerk

REPORT OF THE BOARD OF SELECTMEN AND TOWN ADMINISTRATOR

The Board of Selectmen and the Town Administrator worked through 1995 to continue to show the progress begun in 1994 to address the innumerable infrastructure needs of the Town. To accomplish these tasks, the Board met in regular bi-weekly meetings as well as a number of special sessions to determine policy with respect to these infrastructure needs.

The election of 1995 represented a significant change for the Board with the election of relative newcomer to the political scene in Billerica, Ellen Day Rawlings, being elected along with long time incumbent, Arthur Doyle. The Board reorganized and Ed Hurd began a term as Chairman of the Board in April of 1995. Selectman Hurd was particularly proud to be carrying on a long family tradition of public service and was especially pleased to have his father in attendance as he assumed the role of Chairman for the coming year.

BUDGET

The budget for FY96 presented a number of new initiatives which allowed the Town to continue the process of restoring services and improving our infrastructure. As the fiscal year came to a close in June of 1995, it became more apparent that the Board and Town Administrator's fiscal policies of conservative projections and prudent expenditures would produce a "free cash" surplus of $2,700,000! This total was the largest surplus since 1987 and afforded us the opportunity to not only fund some additional needs within the Town but also to offset the tax levy increase by $1,000,000! This "stabilizing" of the tax rate has long been a goal of the Administration and the Board and we are proud of this accomplishment for the citizens of Billerica. Additionally, the budget for FY96 allowed us to meet our goals of adequately funding our education reform obligations to our public schools while similarly allowing us to spend some $600,000 on road and drainage improvements throughout the Town. Finally, the Board voted to reopen the West Billerica Fire Station on October 1, 1995 and this was accomplished by the Administrator to service the residents of West Billerica. Our fiscal health has improved to such a degree that the Board, upon the recommendation of the Administrator, has established a "Stabilization Account" which is over $1,200,000 and allows us to accommodate capital needs without the necessity of raising taxes. An example of this is the transfer of $100,000 from the Stabilization account to purchase a new 1996 model ambulance to service our residents. We are proud of our fiscal turnaround and we will continue with our Administrator to be vigilant in monitoring our budget expenditures and continue the process of saving money for the inevitable emergencies which beset local governments.

ECONOMIC DEVELOPMENT

As 1995 came to a close, our success in economic development within our region is unparalleled. We have continued to certify projects under the E.T.A. program and this past year formally passed approvals onto Bay networks and ASE Americas as two shining examples of corporate success stories who have engaged in a partnership with the Town to provide growth and employment opportunities for our residents. We have also continued our work on the Tri-Community Committee dealing with the large Raytheon site off Woburn Street in North Billerica. We are confident that by cooperating with our neighbors we will see this site redeveloped into a useful, productive entity in the not-to-distant future.

Finally, our Billerica Finance Development Corp. has continued to seek approvals for a large grant to act as seed money for loans to businesses needing assistance in the credit marketplace. The Billerica Plan has played an instrumental role in this endeavor and we wish to express our thanks to all the participating members of this important business organization. Our goals for 1996 remain high and we fully expect to continue our positive efforts in dealing with businesses who now consider our Community to be "user friendly."

INFRASTRUCTURE

Due to our improving fiscal condition we have had the opportunity to spend significant money on water, sewer and roadway needs in 1995. During the course of this year, the Town Administrator has signed contracts with Metcalf and Eddy to design new Sewer Contracts 28 and 29. Both construction bids should be awarded in 1996.

The Fall of 1995 saw a major increase in road work reconstruction, maintenance and conditioning of our roadway system consistent with the Pavement Management Plan developed last year. We completed treatment on approximately 30 miles of roadway in addition to completing major reconstruction on Allen Road, Tower Farm Road and High Street. The Administrator has committed to continued expenditures on our road system to preserve and maintain this valuable $90,000,000 asset for the Town.

Finally, our Water Treatment Plant upgrade design and analysis has been completed and a course of action with construction documents has been formulated. The

Phase I improvements consisting of the ozone installation have commenced as we have gone to press with this document and will be completed in late 1996, early 1997.

TOWN ACCOUNTANT

The Board concluded an exhaustive process in 1995 to hire a new Town Accountant to fill the role vacated by Valerie Connor. The Board reviewed a number of highly qualified individuals for this critical position and ultimately decided to offer the position to in-house candidate Cheryl Robertson. The Board is confident that the stabilization of this position will add to our improving financial picture and we look forward to a long, fruitful relationship with our newest full-time department head. Welcome aboard Cheryl!

The Board of Selectmen, Town Administrator and Staff have also been active in the following: Middlesex Selectmen's Association, Northern Middlesex Area Commission, Mass. Municipal Association, Middlesex County Advisory Board, Street Acceptance and Discontinuance Committee, Mass. Interlocal Insurance Association, Billerica Housing Partnership Committee, Council on Aging Drop In Center and many others.

The Board of Selectmen, Town Administrator and Staff acknowledge and appreciate the cooperation and assistance that has been provided by all Town boards, committees and departments during the year.

Respectfully submitted,

Robert A. Mercier
Town Administrator

TOWN ACCOUNTANT

In 1995 as was stated in the 1994 Town Report there was no Town Accountant until February 21, 1995. This left no accountant for eight months of the year. Accounting processed all that needed to be done and closed the year successfully. The attached reports represent the financial condition of the town as of June 30, 1995. All reports are in compliance with UMAS and reported on a budgetary basis.

In Fiscal year 1996 all receipts have been entered on a monthly basis and a month end closing is performed. Revenue and expenditure reports are distributed monthly. Cash reconciliations with the Treasurer are performed each month. In addition all departmental budgets are reconciled. Accounting is fully computerized and integrated with the Treasurer/Collector and Assessor. We are currently working with Utility Billing on full integration. Also, it is our hope that the 1998 budgets will be utilized on our computer system.

I would like to thank all departments for being patient with us during the year and look forward to working with all of you in the next fiscal year. We very much appreciate your cooperation and support.

Sincerely,
Cheryl A. Robertson
Town Accountant

TOWN OF BILLERICA, MASSACHUSETTS
COMBINED BALANCE SHEET - ALL FUND TYPES AND ACCOUNT GROUPS
JUNE 30, 1995

	Governmental Fund Types			Fiduciary Fund Types	Account Group	
ASSETS	General	Special Revenue	Capital Projects	Trust and Agency	General Long-Term Obligations Group	(Memorandum Only) Combined Totals
CASH AND SHORT-TERM INVESTMENTS	$ 6,385,516	$1,857,957	$2,350,874	$693,291	$0	$11,287,638
INVESTMENTS				991,275		991,275
RECEIVABLES:						
Real estate taxes	2,365,726					2,365,726
Personal property taxes	673,618					673,618
Tax Title	3,140,364					3,140,364
Tax Foreclosure	254,845					254,845
Motor Vehicle excise taxes	1,228,395					1,228,395
Water & Sewer	1,795,768					1,795,768
Ambulance	147,127					147,127
Intergovernmental			1,424,566			1,424,566
AMOUNTS TO BE PROVIDED FOR RETIREMENT OF LONG-TERM OBLIGATIONS					22,483,550	22,483,550
TOTAL ASSETS	$15,991,359	$1,857,957	$3,775,440	$1,684,566	$22,483,550	$45,792,872
LIABILITIES AND FUND EQUITY						
LIABILITIES:						
Warrants payable	$417,923	$14,600	$47,412	$0	$0	$479,935
Other liabilities	200,210					200,210
Reserve for abatements	960,562					960,562
Deferred revenues - real and personal property	2,078,782					2,078,782
Deferred revenues	6,566,499					6,566,499
Liabilities due depositors	301,315			196,311		497,626
Bonds and notes payable			2,637,126		22,483,550	25,120,676
TOTAL LIABILITIES	10,525,291	14,600	2,684,538	196,311	22,483,550	35,904,290

	Governmental Fund Types			Fiduciary Fund Types	Account Group	
	General	Special Revenue	Capital Projects	Trust and Agency	General Long-Term Obligations Group	(Memorandum Only) Combined Totals
FUND EQUITY:						
Reserved for:						
Encumbrances and continuing appropriations	1,317,631					1,317,631
Over/Under assessments	(45,759)					(45,759)
Appropriations deficits	(415,938)					(415,938)
Nonexpendable trust				869,444		869,444
Unreserved	4,610,134	1,843,357	1,090,902	618,811		8,163,204
TOTAL FUND EQUITY	5,466,068	1,843,357	1,090,902	1,488,255	0	9,888,582
TOTAL LIABILITIES AND FUND EQUITY	$15,991,359	$1,857,957	$3,775,440	$1,684,566	$22,483,550	$45,792,872

TOWN OF BILLERICA, MASSACHUSETTS
STATEMENT OF REVENUES AND EXPENDITURES
BUDGET AND ACTUAL - GENERAL FUND - BUDGETARY BASIS
YEAR ENDED JUNE 30, 1995

	Budget	Actual	Variance Favorable (Unfavorable)
REVENUES			
Real estate and personal property taxes net of reserve for abatements	$39,764,142	$38,726,660	$(1,037,482)
Tax title and foreclosure		914,007	914,007
Excise taxes	2,100,000	2,873,723	773,723
User charges	3,855,000	4,097,873	242,873
Intergovernmental	14,159,996	14,312,007	152,011
Departmental fees, fines and charges	1,738,100	2,511,126	773,026
Interest	213,200	297,789	84,589
TOTAL REVENUES	61,830,438	63,733,185	1,902,747
EXPENDITURES:			
General Government	2,693,654	2,646,472	47,182
Public Safety	8,122,842	8,006,874	115,968
Public Works	6,875,923	6,756,417	119,506
Human Services	602,874	600,224	2,650
Culture and Recreation	734,332	731,907	2,425
Education	32,296,372	32,287,686	8,686
Pension	2,134,999	2,134,999	0
Debt Service - Principal	3,345,433	3,345,433	0
Debt Service - Interest	1,440,721	1,439,735	986
State and county charges	500,418	521,970	(21,552)
Employee benefits	3,444,705	3,390,752	53,953
Other expenditures	406,788	406,788	0
TOTAL EXPENDITURES	62,599,061	62,269,257	329,804
DEFICIENCY OF REVENUES OVER EXPENDITURES	(768,623)	1,463,928	2,232,551
OTHER FINANCING SOURCES (USES):			
Encumbrance reversions	131,798	131,798	0
Use of unreserved fund balance	993,688	993,688	0
Transfers in	130,138	130,138	0
Transfers out	(487,001)	(487,001)	0
TOTAL OTHER FINANCING SOURCES (USES)	768,623	768,623	0
EXCESS OF REVENUES AND OTHER FINANCING SOURCES (USES) OVER EXPENDITURES	$0	$2,232,551	$2,232,551

See notes to financial statements.

TOWN OF BILLERICA
SCHEDULE OF RECEIPTS
JUNE 30, 1995

Personal Property	2,098,959
Real Estate	36,553,860
Pymnt. in Lieu of Taxes	73,800
Roll Back Taxes	40
RE & Personal Property	38,726,659
Tax Liens Redeemed	914,007
Motor Vehicle	2,873,723
Water	2,521,295
Sewer	1,576,577
User Charges	4,097,872
Penalties & Int. Taxes/Excise	925,672
Fees	
Yard Sale Fees	668
Cable TV Fees	12,432
Telephone Commissions	143
Lien Certificates	67,611
Police Misc. Fees	1,325
Fire Fees	14,963
Ambulance Fees	164,405
Sealer Fees	3,613
Treasurer Fees	63,512
Fees Total	328,672
Rental	1,222
School	395
Libraries	11,913
Cemetery	53,983
Other Departmental Revenue	
Town Administrator	3,538
Assessor	7,750
Pro Forma Tax	268,669
Abutters List	1,080
Town Clerk	31,237
Dog Licenses	13,161
Police Detail	39,463
Board of Appeals	6,797
Police Reports	4,795
Trailer Park	11,700
Nursing	773
Public Works	16,086
Sale of Land Revenue	0
Other Dep. Revenue Total	405,049
Licenses and Permits	
Hawkers Licenses	100
Alcohol 11228-43-601	101,862
Police Firearms Licenses	4,518
Wiring Permits	130,177
Building Permits	406,582
Plumbing & Gas Permits	30,558
Board of Health	42,891
Planning Board	8,266
Dog Officer	1,618
Licenses & Permits	0
Licenses and Permits Total	726,572
Fines & Forfeits	
Parking Fines	6,124
Court & Registry Licenses	30,597
MV Fines & Forfeits	10,740
MV Fines & Forfeits Offsets	10,188
Fines & Forfeits Total	57,649
Dept. Fees Fines & Charges	2,511,127
Interest	297,789
Intergovernmental	
Sewer Rate Relief	116,651
Tuition for State Wards	8,087
Veterans Abatements	15,603
Surviving Spouse	31,277
Blind Abatements	2,100
State Owned Land	49,504
School Chapter 70	7,824,005
School Transportation	358,926
School Construction	60,661
Police Career Incentive	192,690
Veterans Benefits	183,812
Highway Reconstruction	290,586
Additional Assistance	2,956,313
Lottery Chapter 29	2,069,598
Other State Revenue Misc.	152,194
Total Cherry Sheet	14,312,007
Total Receipts	63,733,184

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	12210	5110	122	Selectmen	8,274.00	9,291.74	0.00	9,291.74	(1,017.74)
	12220	5400	122	Selectmen	4,243.00	3,307.63	935.37	4,243.00	0.00
	12230	5200	122	Selectmen	8,175.00	6,622.50	534.76	7,157.26	1,017.74
				Total Selectmen	20,692.00	19,221.87	1,470.13	20,692.00	0.00
	12310	5110	123	Town Administrator	207,032.00	207,029.37	0.00	207,029.37	2.63
	12320	5400	124	Town Administrator	3,465.00	0.00	0.00	0.00	3,465.00
	12330	5200	125	Town Administrator	0.00	3,462.28	0.00	3,462.28	(3,462.28)
				Total Town Admins	210,497.00	210,491.65	0.00	210,491.65	5.35
	12920	5400	129	Cable	25.00	0.00	0.00	0.00	25.00
				Total Cable	25.00	0.00	0.00	0.00	25.00
	13110	5110	131	Finance Committee	1,469.00	1,005.25	0.00	1,005.25	463.75
	13120	5400	131	Finance Committee	50.00	0.00	0.00	0.00	50.00
	13130	5200	131	Finance Committee	1,460.00	879.97	260.00	1,139.97	320.03
				Total Finance Comm	2,979.00	1,885.22	260.00	2,145.22	833.78
	13510	5110	135	Accountant	146,584.00	125,672.10	0.00	125,672.10	20,911.90
	13520	5400	135	Accountant	633.40	325.76	0.00	325.76	307.64
	13530	5200	135	Accountant	15,260.00	11,096.41	2,289.06	13,385.47	1,874.53
	13540	5800	135	Accountant	1,041.60	1,041.60	0.00	1,041.60	0.00
				Total Accountant	163,519.00	138,135.87	2,289.06	140,424.93	23,094.07
	14110	5110	141	Assessor	186,276.62	186,276.62	0.00	186,276.62	0.00
	14120	5400	141	Assessor	1,500.00	1,263.67	176.91	1,440.58	59.42
	14130	5200	141	Assessor	12,433.38	11,027.25	0.00	11,027.25	1,406.13
				Total Assessor	200,210.00	198,567.54	176.91	198,744.45	1,465.55
	14510	5110	145	Treasurer	298,315.00	290,697.84	0.00	290,697.84	7,617.16
	14520	5400	145	Treasurer	33,488.00	7,228.74	26,084.87	33,313.61	174.39
	14530	5200	145	Treasurer	74,713.00	69,737.13	4,975.87	74,713.00	0.00
	14610	5110	146	Collector	4,613.00	4,613.00	0.00	4,613.00	0.00
				Total Treasurer/Coll	411,129.00	372,276.71	31,060.74	403,337.45	7,791.55
	15130	5200	151	Legal	145,000.00	144,217.50	0.00	144,217.50	782.50
				Total Legal	145,000.00	144,217.50	0.00	144,217.50	782.50
	15520	5400	155	T/G Computer	42,000.00	39,929.65	830.12	40,759.77	1,240.23
	15530	5200	155	T/G Computer	42,000.00	41,984.03	0.00	41,984.03	15.97
	15540	5800	155	T/G Computer	115,000.00	115,000.00	0.00	115,000.00	0.00
				Total T/G Computer	199,000.00	196,913.68	830.12	197,743.80	1,256.20
	15630	5200	156	Telephone	82,000.00	78,387.80	0.00	78,387.80	3,612.20
				Total Telephone	82,000.00	78,387.80	0.00	78,387.80	3,612.20

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	16110	5110	161	Clerk	108,952.00	108,952.00	0.00	108,952.00	0.00
	16120	5400	161	Clerk	500.00	10.80	500.00	510.80	(10.80)
	16130	5200	161	Clerk	2,085.00	430.00	838.00	1,268.00	817.00
	16140	5800	161	Clerk	798.00	788.45	0.00	788.45	9.55
				Total Clerk	112,335.00	110,181.25	1,338.00	111,519.25	815.75
	16210	5110	162	Elections	44,845.00	40,252.98	0.00	40,252.98	4,592.02
	16220	5400	162	Elections	1,025.00	659.07	358.21	1,017.28	7.72
	16230	5200	162	Elections	6,660.00	4,366.61	0.00	4,366.61	2,293.39
	16240	5800	162	Elections	17,804.00	17,803.10	0.00	17,803.10	0.90
				Total Elections	70,334.00	63,081.76	358.21	63,439.97	6,894.03
	16310	5110	163	Registrars	59,610.00	59,103.81	0.00	59,103.81	506.19
	16320	5400	163	Registrars	4,561.00	2,155.94	425.00	2,580.94	1,980.06
	16330	5200	163	Registrars	3,855.00	2,703.91	60.00	2,763.91	1,091.09
				Total Registrar	68,026.00	63,963.66	485.00	64,448.66	3,577.34
	17110	5110	171	Conservation	63,676.14	63,676.14	141.53	63,817.67	(141.53)
	17120	5400	171	Conservation	154.86	5.00	0.00	5.00	149.86
	17130	5200	171	Conservation	350.00	330.00	0.00	330.00	20.00
				Total Conservation	64,181.00	64,011.14	141.53	64,152.67	28.33
	17510	5110	175	Planning	82,329.83	82,204.62	0.00	82,204.62	125.21
	17520	5400	175	Planning	725.00	303.53	0.00	303.53	421.47
	17530	5200	175	Planning	935.78	464.42	100.00	564.42	371.36
	17540	5800	175	Planning	250.00	250.00	0.00	250.00	0.00
				Total Planning	84,240.61	83,222.57	100.00	83,322.57	918.04
	17610	5110	176	Appeals Board	31,533.00	31,057.16	0.00	31,057.16	475.84
	17630	5200	176	Appeals Board	100.00	0.00	0.00	0.00	100.00
				Total Appeals Board	31,633.00	31,057.16	0.00	31,057.16	575.84
	19210	5110	192	Town Hall	29,778.00	25,686.48		25,686.48	4,091.52
	19220	5400	192	Town Hall	52,011.00	53,800.18		53,800.18	(1,789.18)
	19230	5200	192	Town Hall	119,970.81	104,844.33	13,337.30	118,181.63	1,789.18
				Total Town Hall	201,759.81	184,330.99	13,337.30	197,668.29	4,091.52
	19370	5220	193	BPAA Uniforms prof	4,604.35	4,418.99	0.00	4,418.99	185.36
	19370	5241	193	Town Hall Cleaning	17,500.00	15,875.03	0.00	15,875.03	1,624.97
	19370	5302	193	Town Building Insur	239,829.91	239,830.00	0.00	239,830.00	(0.09)
	19370	5304	193	Town School Insuranc	55,000.00	55,000.00	0.00	55,000.00	0.00
	19370	5306	193	Town Report	7,250.00	1,067.50	6,182.50	7,250.00	0.00
	19370	5308	193	Town Audit	25,000.00	17,113.52	0.00	17,113.52	7,886.48
	19370	5310	193	Town Museum Memo	2,300.00	1,924.12	0.00	1,924.12	375.88
	19370	5312	193	Town Reserve Fund	50,000.00	0.00	0.00	0.00	50,000.00
	19370	5312	193	Town Reserve Fund	(2,000.00)	0.00	0.00	0.00	(2,000.00)
	19370	5312	193	Town Reserve Fund	(2,300.27)	0.00	0.00	0.00	(2,300.27)
	19370	5312	193	Town Reserve Fund	(3,134.61)	0.00	0.00	0.00	(3,134.61)
	19370	5312	193	Town Reserve Fund	(2,000.00)	0.00	0.00	0.00	(2,000.00)
	19370	5312	193	Town Reserve Fund	(2,200.00)	0.00	0.00	0.00	(2,200.00)
	19370	5312	193	Town Reserve Fund	(370.00)	0.00	0.00	0.00	(370.00)
	19370	5312	193	Town Reserve Fund	(65.00)	0.00	0.00	0.00	(65.00)
	19370	5312	193	Town Reserve Fund	(2,500.00)	0.00	0.00	0.00	(2,500.00)
	19370	5312	193	Town Reserve Fund	(1,150.00)	0.00	0.00	0.00	(1,150.00)
	19370	5312	193	Town Reserve Fund	(1,500.00)	0.00	0.00	0.00	(1,500.00)
	19370	5312	193	Town Reserve Fund	(1,300.00)	0.00	0.00	0.00	(1,300.00)
	19370	5312	193	Town Reserve Fund	(1,200.00)	0.00	0.00	0.00	(1,200.00)
	19370	5313	193	Retirement 1995	40,000.00	72,254.91	0.00	72,254.91	(32,254.91)
	19594	5200	195	Unpaid bills 94 and 95	15,670.09	5,128.75	8,787.20	13,915.95	1,754.14
	19792	5400	197	Old Town Hall	153,252.10	0.00	153,252.10	153,252.10	0.00
	54130	5200		Council on Aging Adj	0.00	0.00	64.52	64.52	0.00
	91070	7040		Fica Adj	0.00	0.00	8,278.78	8,278.78	(6,436.80)
	30020	5400		School Exp	0.00	0.00	(1,906.50)	(1,906.50)	0.00
	91070	7069		Unpaid Bills	35,407.12	35,407.12	0.00	35,407.12	0.00
				Total Unclassified	626,093.69	448,019.94	174,658.60	622,678.54	3,415.15
				Total General Government	2,693,654.11	2,407,966.31	226,505.60	2,634,471.91	59,182.20

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	Public Safety								
	21010	5110	210	Police	3,228,381.00	3,190,710.29	0.00	3,190,710.29	37,670.71
	21020	5400	210	Police	125,670.00	108,967.46	4,449.02	113,416.48	12,253.52
	21030	5200	210	Police	123,600.00	106,492.68	7,267.01	113,759.69	9,840.31
	21040	5800	210	Police	70,514.00	56,539.00	13,470.00	70,009.00	505.00
				Total Police	3,548,165.00	3,462,709.43	25,186.03	3,487,895.46	60,269.54
	22010	5110	220	Fire	3,502,339.00	3,476,201.51	0.00	3,476,201.51	26,137.49
	22020	5400	220	Fire	100,150.00	96,988.46	0.00	96,988.46	3,161.54
	22030	5200	220	Fire	198,600.00	108,251.86	86,047.00	194,298.86	4,301.14
	22040	5800	220	Fire	22,140.00	22,073.28	0.00	22,073.28	66.72
				Total Fire	3,823,229.00	3,703,515.11	86,047.00	3,789,562.11	33,666.89
	23110	5110	220	Ambulance	384,278.00	371,993.34	0.00	371,993.34	12,284.66
	23120	5400	220	Ambulance	13,274.00	11,294.33	1,123.26	12,417.59	856.41
	23130	5200	220	Ambulance	6,875.00	5,772.99	1,003.50	6,776.49	98.51
				Total Ambulance	404,427.00	389,060.66	2,126.76	391,187.42	13,239.58
	24110	5110	241	Building	259,329.00	247,141.64	0.00	247,141.64	12,187.36
	24120	5400	241	Building	2,500.00	2,274.86	225.14	2,500.00	0.00
	24130	5200	241	Building	16,510.00	19,506.40	1,942.37	21,448.77	(4,938.77)
				Total Building	278,339.00	268,922.90	2,167.51	271,090.41	7,248.59
	24410	5110	242	Weights/Measures	4,980.00	4,980.00	0.00	4,980.00	0.00
	24420	5400	242	Weights/Measures	320.00	402.00	0.00	402.00	(82.00)
	24430	5200	242	Weights/Measures	1,110.00	1,015.84	0.00	1,015.84	94.16
				Total Weights Measu	6,410.00	6,397.84	0.00	6,397.84	12.16
	29110	5110	291	Emer Mgmt	7,160.00	7,088.40	0.00	7,088.40	71.60
	29120	5400	291	Emer Mgmt	14,325.18	13,689.83	0.00	13,689.83	635.35
				Total Emer Mgmt	21,485.18	20,778.23	0.00	20,778.23	706.95
	29210	5110	292	Dog Officer	34,643.00	34,549.71	0.00	34,549.71	93.29
	29220	5400	292	Dog Officer	2,374.82	1,643.68	0.00	1,643.68	731.14
	29230	5200	292	Dog Officer	3,769.00	3,518.87	250.13	3,769.00	0.00
				Total Dog Officer	40,786.82	39,712.26	250.13	39,962.39	824.43
	Total Public Safety				8,122,842.00	7,891,096.43	115,777.43	8,006,873.86	115,968.14
	School								
	30010	5110	300	School	28,557,902.00	22,629,594.44		22,629,594.44	5,928,307.56
	30020	5400	300	School	0.00	776,927.06	202,858.97	979,786.03	(979,786.03)
	30030	5200	300	School	0.00	4,815,630.83		4,815,630.83	(4,815,630.83)
	30040	5800	300	School Capital	0.00	134,797.20		134,797.20	(134,797.20)
	30161	5200	300	Spring 95 vote for 96	637,412.00	0.00	637,412.00	637,412.00	0.00
				Total School	29,195,314.00	28,356,949.53	840,270.97	29,197,220.50	(1,906.50)
	31091	5300	310	Shawsheen Regional	3,030,585.00	3,019,992.00		3,019,992.00	10,593.00
	31092	5800	310	Shawsheen Capital	70,473.00	70,473.00		70,473.00	0.00
				Total Shawsheen	3,101,058.00	3,090,465.00	0.00	3,090,465.00	10,593.00
	Total School				32,296,372.00	31,447,414.53	840,270.97	32,287,685.50	8,686.50

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	Public Works								
	41010	5110	410	Engineering	124,739.00	120,042.45	0.00	120,042.45	4,696.55
	41020	5400	410	Engineering	7,175.00	6,778.08	274.00	7,052.08	122.92
	41030	5200	410	Engineering	1,300.00	1,298.48	0.00	1,298.48	1.52
				Total Engineering	133,214.00	128,119.01	274.00	128,393.01	4,820.99
	42110	5110	421	DPW Admin	220,836.00	219,177.37	0.00	219,177.37	1,658.63
	42120	5400	421	DPW Admin	2,250.00	1,969.34	0.00	1,969.34	280.66
	42130	5200	421	DPW Admin	2,253.00	2,185.16	0.00	2,185.16	67.84
	42140	5800	421	DPW Admin	4,000.00	4,000.00	0.00	4,000.00	0.00
				Total DPW Admin	229,339.00	227,331.87	0.00	227,331.87	2,007.13
	42210	5110	422	Highway	484,641.00	550,192.24	0.00	550,192.24	(65,551.24)
	42210	5131	422	Snow and Ice	40,000.00	0.00	0.00	0.00	40,000.00
	42220	5400	422	Highway	121,055.00	111,838.10	0.00	111,838.10	9,216.90
	42230	5200	422	Highway	111,594.00	104,741.02	3,500.00	108,241.02	3,352.98
	42230	5278	422	Snow/Salt/Sand	275,000.00	257,940.14	0.00	257,940.14	17,059.86
				Total Highway	1,032,290.00	1,024,711.50	3,500.00	1,028,211.50	4,078.50
	42430	5279	424	**Street Lighting**	196,907.00	159,688.51	37,218.90	196,907.41	(0.41)
	43330	5285	433	**Solid Waste**	1,570,000.00	1,570,000.05	0.00	1,570,000.05	(0.05)
	44110	5110	441	Sewer	732,486.00	714,543.44	0.00	714,543.44	17,942.56
	44120	5400	441	Sewer	260,892.00	253,901.81	5,097.88	258,999.69	1,892.31
	44130	5200	441	Sewer	561,300.00	496,750.84	3,792.74	500,543.58	60,756.42
				Total Sewer	1,554,678.00	1,465,196.09	8,890.62	1,474,086.71	80,591.29
	45110	5110	451	Water Billing	95,691.00	95,690.31	0.00	95,690.31	0.69
	45120	5400	451	Water Billing	12,075.00	12,056.43	0.00	12,056.43	18.57
	45130	5200	451	Water Billing	11,520.00	11,305.53	200.00	11,505.53	14.47
				Total Water Billing	119,286.00	119,052.27	200.00	119,252.27	33.73
	45210	5110	452	Water Maint	339,815.00	339,731.90	0.00	339,731.90	83.10
	45220	5400	452	Water Maint	36,360.00	35,810.44	0.00	35,810.44	549.56
	45230	5200	452	Water Maint	25,073.00	25,073.00	644.00	25,717.00	(644.00)
				Total Water Maint	401,248.00	400,615.34	644.00	401,259.34	(11.34)
	45310	5110	453	Water Treatment	501,577.00	499,692.49	0.00	499,692.49	1,884.51
	45320	5400	453	Water Treatment	274,470.00	254,375.62	1,084.92	255,460.54	19,009.46
	45330	5200	453	Water Treatment	341,253.00	331,143.28	6,820.00	337,963.28	3,289.72
				Total Water Treatme	1,117,300.00	1,085,211.39	7,904.92	1,093,116.31	24,183.69
	45410	5110	454	Cross Connect	34,134.00	33,396.34	0.00	33,396.34	737.66
	45420	5400	454	Cross Connect	5,225.00	4,845.88	347.65	5,193.53	31.47
	45430	5200	454	Cross Connect	29,959.00	29,523.69	379.90	29,903.59	55.41
				Total Cross Connect	69,318.00	67,765.91	727.55	68,493.46	824.54
	49110	5110	491	Cemetery	140,135.00	139,564.48	0.00	139,564.48	570.52
	49120	5400	491	Cemetery	9,640.00	9,210.79	0.00	9,210.79	429.21
	49130	5200	491	Cemetery	11,399.00	10,641.20	0.00	10,641.20	757.80
	49140	5820	491	Cemetery	21,750.00	21,734.27	0.00	21,734.27	15.73
				Total Cemetary	182,924.00	181,150.74	0.00	181,150.74	1,773.26
	49210	5110	492	Motor Equip	107,482.00	107,403.78	0.00	107,403.78	78.22
	49220	5400	492	Motor Equip	134,611.00	134,296.74	0.00	134,296.74	314.26
	49230	5200	492	Motor Equip	27,326.00	26,314.07	0.00	26,314.07	1,011.93
				from fund 252 for over	0.00	200.00	0.00	200.00	(200.00)
				Total Motor Equip	269,419.00	268,214.59	0.00	268,214.59	1,204.41
	Total Public Works				6,875,923.00	6,697,057.27	59,359.99	6,756,417.26	119,505.74

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	Human Services								
	51010	5110	510	Board of Health	101,869.92	101,716.42	0.00	101,716.42	153.50
	51020	5400	510	Board of Health	554.12	554.12	0.00	554.12	0.00
	51030	5200	510	Board of Health	25,634.64	25,600.30	0.00	25,600.30	34.34
	51040	5800	510	Board of Health	2,502.24	2,502.24	0.00	2,502.24	0.00
				Total Board of Healt	130,560.92	130,373.08	0.00	130,373.08	187.84
	52210	5110	522	Nursing	30,006.00	30,006.65	0.00	30,006.65	(0.65)
	52220	5400	522	Nursing	1,475.00	1,462.10	0.00	1,462.10	12.90
	52230	5200	522	Nursing	2,150.00	2,137.94	0.00	2,137.94	12.06
				Total Nursing	33,631.00	33,606.69	0.00	33,606.69	24.31
	52530	5200	525	**Sanitarian**	9,110.00	9,109.36	0.00	9,109.36	0.64
	54110	5110	541	Council on Aging	55,514.00	55,513.92	0.00	55,513.92	0.08
	54120	5400	541	Council on Aging	1,087.02	1,087.02	0.00	1,087.02	0.00
	54130	5200	541	Council on Aging	13,556.98	12,617.25	0.00	12,617.25	939.73
	54140	5800	541	Council on Aging	3,190.00	1,875.00	1,315.00	3,190.00	0.00
				Total Council on Agi	73,348.00	71,093.19	1,315.00	72,408.19	939.81
	54310	5110	543	Veterans	66,144.32	65,616.36	0.00	65,616.36	527.96
	54330	5200	543	Veterans	935.00	935.00	0.00	935.00	0.00
	54350	5280	543	Veterans Services	287,744.68	222,193.81	65,550.50	287,744.31	0.37
				Total Veterans Serv	354,824.00	288,745.17	65,550.50	354,295.67	528.33
	54930	5287	549	**VFW Posts**	800.00	200.00	0.00	200.00	600.00
	56120	5462	561	**Handicapped**	500.00	231.38	0.00	231.38	268.62
	56310	5150	563	**Housing Partnership**	100.00	0.00	0.00	0.00	100.00
	Total Human Services				602,873.92	533,358.87	66,865.50	600,224.37	2,649.55
	Culture and Recreation								
	61010	5110	610	Library	346,820.74	325,371.00	21,449.74	346,820.74	0.00
	61020	5400	610	Library	50,335.00	48,889.05	2,100.00	50,989.05	(654.05)
	61030	5200	610	Library	48,602.00	48,030.23	0.00	48,030.23	571.77
	61040	5800	610	Library	15,000.00	0.00	15,000.00	15,000.00	0.00
				Total Library	460,757.74	422,290.28	38,549.74	460,840.02	(82.28)
	63110	5110	630	Recreation	92,567.13	92,567.13	0.00	92,567.13	0.00
	63020	5400	630	Recreation	3,821.00	3,680.87	0.00	3,680.87	140.13
	63030	5200	630	Recreation	10,277.87	10,141.09	116.08	10,257.17	20.70
				Total Recreation	106,666.00	106,389.09	116.08	106,505.17	160.83
	65010	5110	650	Parks/trees	128,058.00	127,531.79	0.00	127,531.79	526.21
	65020	5400	650	Parks/trees	15,400.00	15,282.47	339.34	15,621.81	(221.81)
	65030	5200	650	Parks/trees	7,850.00	6,128.60	247.65	6,376.25	1,473.75
	65040	5800	650	Parks/trees	15,000.00	0.00	15,000.00	15,000.00	0.00
				Total Parks/trees	166,308.00	148,942.86	15,586.99	164,529.85	1,778.15
	69120	5462	690	Historical	100.00	32.00	0.00	32.00	68.00
	69130	5200	690	Historical	500.00	0.00	0.00	0.00	500.00
				Total Historical	600.00	32.00	0.00	32.00	568.00
	Total Culture and Recreation				734,331.74	677,654.23	54,252.81	731,907.04	2,424.70

Town of Billerica
Analysis of General Fund Expenditures
6/30/95

5110 Salary
5200 Contract Service
5400 Supplies
5800 Capital Equip

Ref	Org #	Object	Dept #	Account Description	Final Budget	Budgetary Exp. before Encumbrances	Current Encumb	Budgetary Expense	Excess (Defiency)
	Debt Service								
	71070	7130	710	S-T Interest	163,337.19	150,427.02	0.00	150,427.02	12,910.17
	71070	7550	710	Town Interest	1,046,438.00	1,146,928.21	18,574.00	1,165,502.21	(119,064.21)
	71070	7560	710	School Interest	138,366.00	44,796.95	0.00	44,796.95	93,569.05
	71070	7570	710	Exempt 2.5 Interest	56,445.00	55,005.00	0.00	55,005.00	1,440.00
	71070	7580	710	New Debt Interest	16,250.00	0.00	0.00	0.00	16,250.00
	71070	7590	710	New Debt Interest Sch	51,656.00	36,003.35	0.00	36,003.35	15,652.65
				Total Interest Expense	1,472,492.19	1,433,160.53	18,574.00	1,451,734.53	20,757.66
	71070	7150	710	Principal Town	2,509,587.00	2,534,087.50	0.00	2,534,087.50	(24,500.50)
	71070	7160	710	Principal School	381,575.00	556,345.50	0.00	556,345.50	(174,770.50)
	71070	7170	710	Principal Exempt 2.5	255,000.00	255,000.00	0.00	255,000.00	0.00
	71070	7190	710	New Debt School	167,500.00	0.00	0.00	0.00	167,500.00
				Total Principal	3,313,662.00	3,345,433.00	0.00	3,345,433.00	(31,771.00)
	State and County Charges								
	80070	7210	800	County	0.00	(0.21)	0.00	(0.21)	0.21
	80070	7220	800	Special Education	0.00	65,390.00	0.00	65,390.00	(65,390.00)
	80070	7230	800	MV Excise	52,260.00	52,260.00	0.00	52,260.00	0.00
	80070	7240	800	Health Ins Retired	316,012.00	316,012.00	0.00	316,012.00	0.00
	80070	7250	800	Mosquito Control	35,256.00	34,960.00	0.00	34,960.00	296.00
	80070	7260	800	Air Pollution	8,233.00	8,233.00	0.00	8,233.00	0.00
	80070	7270	800	Regional Transit	88,657.00	90,874.00	0.00	90,874.00	(2,217.00)
				Auditor Adjustment	0.00	(45,759.00)	0.00	(45,759.00)	45,759.00
				Total State and County Charges	500,418.00	521,969.79	0.00	521,969.79	(21,551.79)
	Employee Benefits								
	91070	7012	910	Town Group Insurance	1,160,992.00	1,160,992.29	0.00	1,160,992.29	(0.29)
	91070	7013	910	School Group Insuran	1,678,750.00	1,678,749.69	0.00	1,678,749.69	0.31
	91070	7020	910	Town Workman's Co	161,733.26	161,733.26	0.00	161,733.26	0.00
	91070	7021	910	School Workman Com	248,000.00	247,999.74	0.00	247,999.74	0.26
	91070	7040	910	Fica Town	62,000.00	62,000.00	0.00	62,000.00	0.00
	91070	7041	910	School Fica	95,000.00	46,548.50	0.00	46,548.50	48,451.50
	91070	7050	910	Cornell	4,415.00	1,974.65	0.00	1,974.65	2,440.35
	91070	7051	910	Police/Fire Medical	22,000.00	18,933.96	3,066.04	22,000.00	0.00
	91070	7053	910	Professional Train Edu	8,000.00	7,670.79	0.00	7,670.79	329.21
	91070	7084	910	TG Scholarship	2,565.00	1,219.95	0.00	1,219.95	1,345.05
	91070	7085	910	PE Scholarship	1,250.00	0.00	222.09	222.09	1,027.91
				schedule error adj	0.00	(359.30)	0.00	(359.30)	359.30
				Total Employee Benefits	3,444,705.26	3,387,463.53	3,288.13	3,390,751.66	53,953.60
	Pension								
	91070	7052	910	Retirement	1,827,150.00	1,827,150.00	0.00	1,827,150.00	0.00
	91070	7083	910	Early Retierment Ince	257,849.00	257,849.00	0.00	257,849.00	0.00
	91070	7014	924	Town Retirement Stab	50,000.00	0.00	50,000.00	50,000.00	0.00
				Total Pension	2,134,999.00	2,084,999.00	50,000.00	2,134,999.00	0.00
	Court Judgements								
	94270	7060	942	**Court Judgement**	17,500.00	17,500.00	0.00	17,500.00	0.00
	Other								
	80070	7225	800	North Middlesex Coun	9,679.00	9,678.32	0.00	9,678.32	0.68
				Snow & Ice	288,788.00	288,788.00	0.00	288,788.00	0.00
				overlay deficit	84,161.00	84,161.00	0.00	84,161.00	0.00
				Total Other	382,628.00	382,627.32	0.00	382,627.32	0.68
Other Financing Uses									
	91700	5900	917	Transfer out to pol det	6,660.00	6,660.00		6,660.00	0.00
				Total Other Expend	406,788.00	406,787.32	0.00	406,787.32	0.68
				Grand Total	62,599,061.22	60,834,360.81	1,434,894.43	62,269,255.24	329,805.98

Town of Billerica
Analysis of Special Revenue Funds
June 30, 1995

Fund	Org #	Description	Fund Balance 6-30-94	Total Revenues	Total Expenditures	Transfers In	Transfers Out	Fund Balance 6-30-95
School Controlled Funds								
120	12042	School Lunch	287,482.10	1,196,077.08	1,183,114.87			300,444.31
150	15044	Athletic	33,700.62	40,855.75	70,420.06			4,136.31
155	15552	Adult Education	1,116.73	19,291.50	20,030.85			377.38
160	16046	Rink	144,508.29	343,657.71	381,111.20			107,054.80
165	16548	Rentals	15,586.08	80,559.27	81,550.28			14,595.07
170	17060	Insurance recoveries	12,154.87	13,206.13	18,146.88			7,214.12
175	17558	Driver Education	28,239.98	36,465.00	33,603.46			31,101.52
180	18027	Middle School Activities	0.00	22,470.60	20,516.50			1,954.10
180	18051	Middle School Activities	3,253.20	(3,253.20)	0.00			(0.00)
180	18054	Summer Enrichment	16,901.32	25,780.00	20,306.78			22,374.54
180	18056	SPED Claims - BEAM	38,438.16	250,763.54	146,201.16			143,000.54
185	18523	Gov Alliance Against Drugs 93	0.00	0.00	0.00			0.00
185	18524	Gov Alliance Against Drugs 94	455.37	0.00	454.70		(0.67)	0.00
185	18534	Gov Alliance Against Drugs	0.00	0.00	0.00			0.00
185	18535	Gov Alliance Against Drugs 95	0.00	24,815.00	20,430.77		0.67	4,384.90
185	18568	PALMS	0.00	1,000.00	0.00		(1,000.00)	0.00
185	18573	Per Pupil Education	0.00	0.00	0.00			0.00
185	18574	School Choice	0.00	0.00	0.00			0.00
190	19003	Adaptive PE	0.00	0.00	0.00			0.00
190	19004	Adaptive PE	625.95	0.00	5,255.60		4,629.65	(0.00)
190	19013	Support 93	0.00	0.00	0.00			0.00
190	19014	Support 94	8,625.28	0.00	3,995.63		(4,629.65)	0.00
190	19036	Support 95	0.00	27,614.00	26,701.74		37.80	950.06
190	19022	Adaptive PE 1992	0.00	0.00	0.00			0.00
190	19043	In Service 93 fed	0.00	0.00	0.00			0.00
190	19026	In Service 95 fed	0.00	6,683.00	6,683.00			0.00
190	19030	Chapter I	0.00	0.00	0.00			0.00
190	19032	Enhancement of Math	(0.00)	0.00	0.00			(0.00)
190	19028	Block Grant	0.00	0.00	0.00			0.00
190	19083	Early Childhood	0.00	0.00	0.00			0.00
190	19033	Eisenhower Title II	2,097.64	0.00	2,097.64			(0.00)
190	19034	Eisenhower Title II 95	0.00	12,589.00	10,225.46			2,363.54
190	19037	Elementary Math & Science	42,563.58	0.00	0.00			42,563.58
190	19054	Fed block Grant 1994	27.12	0.00	27.12			(0.00)
190	19062	94-142	0.00	328,009.00	313,288.23		(37.80)	14,682.97
190	19063	Sprig Grant 95	0.00	19,000.00	19,000.00			0.00
190	16064	ESEA Ch11 95	0.00	13,900.00	13,899.90			0.10
190	19071	Ed Reform (s/b in fund 185)	0.00	19,850.00	12,445.00		(7,000.00)	405.00
190	19072	Chapter 1 95	0.00	172,307.00	165,777.42			6,529.58
190	19073	Chapter I 93	0.00	0.00	0.00			0.00
190	19074	Chapter I 94	3,899.65	0.00	3,899.65			0.00
190	19075	Fed Math Science 1994	400.00	0.00	409.00		9.00	0.00
190	19084	Early Child 1994	2,952.71	0.00	2,952.71			0.00
190	19086	Early Child 1994	0.00	0.00	0.00			0.00
190	19087	Early Child 1994	0.00	0.00	0.00			0.00
190	19085	Smoke Free Grant 94 fed	24,816.90	0.00	24,816.90			0.00
190	19082	Smoke Free Grant 95 fed	0.00	167,569.00	161,260.85			6,308.15
190	19093	Inc Spec Need Student 93	0.00	0.00	0.00			0.00
190	19094	Inc Spec Need Student 94	78.00	0.00	78.00			0.00
190	19095	Life Steps Prevention fed	9.00	0.00	0.00		(9.00)	0.00
190	19096	First Aid CPR	0.00	0.00	0.00			0.00
190	19088	Early Childhood enrichment	5,000.00	62,396.00	63,230.56			4,165.44
190	19089	Homemakeing 95	0.00	7,000.00	14,094.53		7,000.00	(94.53)
190	19090	Math Science Connection 95	0.00	0.00	913.00		1,000.00	87.00
190	19091	IEP Training 95	0.00	6,682.00	(5,388.00)			12,070.00
190	19092	Ed Reform Development	0.00	19,275.00	18,738.30			536.70
190	19097	Asbestos Removal School	0.00	150,912.00	10,831.45			140,080.55
		Total School Grants	672,932.55	3,065,474.38	2,871,121.20	0.00	0.00	867,285.73

Town of Billerica
Analysis of Special Revenue Funds
June 30, 1995

Fund	Org #	Description	Fund Balance 6-30-94	Total Revenues	Total Expenditures	Transfers In	Transfers Out	Fund Balance 6-30-95
Grants								
278	27831	Sewer Plant Connection Fees	384,943.45	103,983.15	0.00			488,926.60
			31,669.36	31,647.00	0.00			63,316.36
001	44193	Sewer Art 13 1994	100,000.00	0.00	30,792.23			69,207.77
001	44294	Sewer Art 13 1993	105,000.00	0.00	100,564.33			4,435.67
001	44194	Sewer Art 14 1993 split from p/y	13,853.11	0.00	13,853.11			0.00
001	44194	Sewer Art 14 1993 split from p/y Richardson pumping station	23,125.51	0.00	23,680.00			(554.49)
254	25477	Filtration Plant	37,420.50	0.00	32,090.64			5,329.86
		Total DPW	696,011.93	135,630.15	200,980.31	0.00	0.00	630,661.77
Special Revenues								
172	17290	Conservation Commission	10,000.00	0.00	(22,271.42)			32,271.42
240	24086	Library Meg	28,501.65	36,932.52	47,924.18			17,509.99
240	24095	Peritus library gift	0.00	1,000.00	0.00			1,000.00
242	24282	Arts Lottery	13,018.54	17,533.28	12,382.53			18,169.29
246	24684	Census	15,918.31	(300.00)	3,859.25			11,759.06
248	24883	Elder Affairs	7,380.22	16,359.33	15,256.02			8,483.53
252	25289	Leak Survey	975.00	0.00	975.00			0.00
256	25675	Conservation	8,740.00	0.00	0.00			8,740.00
258	25876	Flood Damage	0.00	0.00	0.00			0.00
258	25887	Hazardous Waste	0.00	0.00	0.00			0.00
258	25888	State Grant Fluoride	2,486.80	0.00	2,486.80			0.00
258	25889	State Grant tobacco	2,816.03	78,431.00	78,396.14			2,850.89
270	27036	County Dog	0.00	9,886.00	0.00		(9,886.00)	0.00
275	27598	Sale of lots and graves	147,739.62	50,068.00	0.00		(127,000.00)	70,807.62
276	27640	Planning Bonds reserved Exp	48,473.66	0.00	0.00			48,473.66
276	3590	Planning Bonds See town Rpt	0.00	0.00	0.00			0.00
276	27633	Planning Board Forfeited	3,362.12	0.00	0.00			3,362.12
279	27929	Wetlands Protection Fund	17,573.00	7,580.90	0.00			25,153.90
280	28044	Form A Lots (New in 95)	0.00	0.00	0.00			0.00
290	29050	Insurance recoveries Police	3,324.14	16,152.93	12,613.98			6,863.09
290	29051	Insurance recoveries DPW	82.30	1,277.90	1,277.90			82.30
290	29052	Insurance recoveries Tree	0.00	1,310.00	354.00			956.00
290	29053	Ins Recovery Water Treatment	2,236.92	0.00	1,723.00			513.92
290	29056	Insurance recoveries Fire	0.00	0.00	0.00			0.00
290	29057	Insurance recoveries Sewer	114.31	0.00	0.00			114.31
290	29059	Insurance recoveries Cemetery	0.00	1,993.63	1,993.63			0.00
290	29060	Insurance recoveries Recreation	0.00	0.00	0.00			0.00
290	29062	Ins Recovery Old town Hall	96,162.10	0.00	0.00		(93,252.10)	2,910.00
291	29164	Recreation revolving	3,887.22	146,572.75	132,371.08			18,088.89
291	29166	Recreation Grant Special Needs	0.00	0.00	79.55			(79.55)
291	29168	Manning Park Donations	0.00	2,228.69	687.01			1,541.68
293	29322	Forest Fund Revolving	1,120.00	0.00	0.00			1,120.00
294	29424	Dare per art 18 5/94	0.00	18,228.26	8,477.38	20,001.00		29,751.88
294	29425	Drug Recovery Funds	27,166.71	750.00	53.00			27,863.71
294	29426	Parking Fines Handicapped	200.00	1,810.00	0.00			2,010.00
813	81328	Library Grants posted to fd 240	1,489.81	0.00	1,492.10			(2.29)
818	81821	Grant Nutting Lake Improv	0.00	0.00	0.00			0.00
818	81863	Arts Lottery Clerk	634.92	269.28	634.92			269.28
818	81869	Billericas Plan Grants	452.55	0.00	146.40			306.15
818	81872	Historical Commission Grant	250.00	0.00	0.00			250.00
818	81873	Veterans Grants	1,042.08	939.00	279.50			1,701.58
818	81890	Recycling Donations	3,273.32	0.00	3,550.35			(277.03)
818	81891	Billerica plan compost	0.00	661.10	0.00			661.10
860	86098	Mer Valley Dive Team	0.00	2,183.00	0.00			2,183.00
		Total Other Special Revenue	448,421.33	411,867.57	304,742.30	20,001.00	(230,138.10)	345,409.50
		Total Special Revenue	1,817,365.81	3,612,972.10	3,376,843.81	20,001.00	(230,138.10)	1,843,357.00

Town of Billerica
Analysis of Capital Projects Funds
June 30, 1995

Fund	Org #	Description	Fund Balance 6-30-94	Total Revenues	Total Expense	Bond Proceeds	Transfers In	Transfers Out	Balance 6-30-95
010	30040	School Equipment	0.00	0.00	0.00	400,000.00			400,000.00
010	30040	School Cap Improv	0.00	0.00	705,810.81	900,000.00			194,189.19
010	30095	School Roof a9 10/94 1.2	0.00	0.00	924,056.26	1,200,000.00			275,943.74
010	44190	K26 Lateral Sewers	(28,242.84)	0.00	29,284.18				(57,527.02)
010	44190	A23 5/87 Inflow Account	27,839.87	0.00	0.00				27,839.87
010	44190	A23 5/87 Inflow Account		0.00	0.00				0.00
010	44190	C25 Sewer Lines	(22,632.10)	0.00	0.00				(22,632.10)
010	45390	Sewer K24	(159,753.42)	153,381.00	(6,372.36)				(0.06)
010	45390	A2 10/93 fr g/f in 94 orig	0.00	0.00	0.00				0.00
010	45390	A8 10/93 fr g/f in 94 spent 50k in 95: Add'l expenditure in 95 will be fund through bond issue intial g/f expenditure up to 100k posted to g/f	0.00	0.00	122,070.51				(122,070.51)
300	30804	Waste Wtr Declor A13 5/	0.00	0.00	6,595.38				(6,595.38)
300	30805	Eng/Const Sewr a7 5/94	0.00	0.00	62,546.94				(62,546.94)
300	30806	RD Eng Repair a11 10/94	0.00	0.00	58,476.79		100,000.00		41,523.21
300	30807	Cemetery Art#4 6/93	118,228.49	0.00	106,418.00				11,810.49
300	30808	Equipment Art#3 6/93	4,339.73	0.00	6,286.73				(1,947.00)
300	30810	Chapter 90	894.00	356,055.76	363,435.19				(6,485.43)
300	30814	Lateral Sewers C27	820,284.79	0.00	750,884.88				69,399.91
300	30839	Project k28	350,000.00	0.00	0.00				350,000.00
				0.00	0.00				0.00
		Total Capital Projects	1,110,958.52	509,436.76	3,129,493.31	2,500,000.00	100,000.00	0.00	1,090,901.97

BOARD OF APPEAL

Honorable Board of Selectmen,

Gentlemen and Madam,

The Zoning Board of Appeal hereby submits its 1995 Annual Town Report to the town.

The Zoning Board of Appeal is a Quasi-Judicial Board, which operates under the mandates of Massachusetts General Laws Annotated Chapter 40A and the Billerica Zoning By-Laws.

The board consists of five (5) members and two (2) alternate members appointed by the Board of Selectmen. The members receive no financial compensation for their services to the board.

The Board of Appeal members are as follows: Doris M. Pearson, Chairman; John F. Gray, Jr., Vice-Chairman; Ellen Sargent, Secretary; Joseph P. Shaw and Francis M. Fraine, Patricia C. Flemming, Alternate and Jay H. Thomas, III, Alternate.

The board scheduled hearings on an average of twice a month in 1995 to handle the numerous petitions filed with the Town Clerk. Petitions heard by the board are open to the public as established under Chapter 40A , 40B and 808 of Massachusetts General Laws.

To be granted a Variance, the petitioner must show the board that owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such land or structures, but not effecting generally the zoning district in which it is located, a literal enforcement of the provisions of the ordinance or by-law would involve a substantial hardship, financial or otherwise to the petitioner or appellant. Also, the petitioner must show the board that by granting the petition, it would not be a substantial detriment to the public good and without nullifying or substantially derogating from the intent and purpose of such ordinance or Zoning By-Law.

To be granted a Special Permit the petitioner must show how the public convenience and welfare will be substantially served and how it will not impair the status of the neighborhood, that the permission requested will be in harmony with the general purposes and intent of the regulations in the Zoning By-Laws. Under Chapter 40A to grant a Variance or a Special permit the petitioner has to receive four (4) affirmative votes from a five (5) member board. Two (2) negative votes will deny the petitioner a variance or Special Permit for two (2) years.

The Zoning Board of Appeal follows Chapter 40B of Massachusetts General Laws when conducting public hearings for Comprehensive Permits. Hearings must be scheduled within 30 days from the date the petition is filed with the Town Clerk. The board has 40 days after the termination of the hearing to render their decision. Approval for a Comprehensive Permit requires a majority vote of the Board.

The Board of Appeal conducted a total of 146 hearings in 1995. The board must hold a hearing within 65 days and a vote to grant or deny a Variance request within 100 days from the date the request was filed at the Town Clerk's Office. The board shall hold a hearing for a Special Permit within 65 days of filing the request and must vote to grant or deny the request within 90 days from the hearing. Failure of the board to vote on a Variance or Special Permit within the legal time frame results in an automatic granting of the petitioner's request.

The Zoning Board of Appeal decision for the 146 hearings are as follows:

	Granted	Denied	Withdrawn	Total
SPECIAL PERMITS	67	3	4	74
VARIANCES	61	8	1	70
APPEALS	1	1	0	2
TOTAL	129	12	5	146

Even though many of the cases are similar, each case is voted on its own individual merits. There are many issues to be considered before voting. Each decision is made in the best interest of the Town of Billerica and its residents.

The Board of Appeal would like to thank our clerk, Jane M. Nolan, for her continuous dedication and professionalism demonstrated to the board and the general public Also, appreciation is given to our Town Counsel, Town Clerk's Office, Town Administrator's Office and other town departments for their cooperation and continued support during 1995.

Doris M. Pearson, Chairman

BOARD OF ASSESSORS

The Board of Assessors updated its property values for Fiscal Year 1996 with residential and commercial/industrial values remaining relatively stable in most areas. Adjustments were made to certain residential and commercial/industrial areas of Town based on sales analysis and income and expense analysis. The Classification Hearing to set the Fiscal Year 1996 tax rate was held December 4, 1995 and the 3rd Quarter actual tax bills were mailed on December 31, 1995.

The total assessed value of the town of Billerica for Fiscal Year 1996 is $2, 052,383,309. The total amount to be raised locally by the community is $41,014,412.74. The Fiscal Year 1996 tax rates are $15.24 residential and $34.67 commercial/industrial/personal property.

CLASSIFIED TAX LEVIES AND RATE

Class	Levy %	Levy by Class	Valuation	Tax Rate
Residential	57.6404	23,640,871.56	1,551,298,888	15.24
Commercial	9.6988	3,977,905.86	114,730,211	34.67
Industrial	27.2186	11,163,548.95	321,978,010	34.67
Personal	5.4422	2,232,086.37	64,376,800	34.67

The Board of Assessors wishes to thank its appraisal and clerical staff for their efforts throughout the fiscal year. We also wish to thank the public for their cooperation.

Respectfully submitted,

TOWN OF BILLERICA BOARD OF ASSESSORS
Richard J. Scanlon, Chairman
Carol A. Gibson, Secretary
Bruce E. Richardson, Associate

BUILDING DEPARTMENT

To the Honorable Board of Selectmen:

I hereby submit my report as the Building Inspector for the calendar 1995. The Building Department is charged with enforcement of the Massachusetts State Building Code, Architectural Access Board Requirements, Town of Billerica Zoning By-Laws, including the Sign By-Law, as well as State Electrical, Plumbing and Gas Codes. The Building permit activity, (including electrical, plumbing and gas permits) has remained steady since last year. The total fees collected by this department for 1995 were $435,473.15.

The "non-criminal disposition" empowering the Inspector of Buildings with the authority to issue set fines on any persons or property violating the Town of Billerica Zoning By-Laws, has been enforced quite successfully with the additional staff added to the department.

ZONING REPORT 1995

Zoning Inspections	1,006	(including follow-up inspections)
Warning Tickets	188	
$50.- Tickets	55	$2,750.-
$100.- Tickets	24	$2,400.-
$200.- Tickets	15	$3,000.-
Total Tickets	281	$8,150.-
Violation compliance	163	
Waiting court date	76	
License inspections	210	
Denials issued	175	
Letters of intent	115	
Stop work orders	66	
Pre-development zoning (appointments)		

PERMIT ISSUANCE INFORMATION

Single Family Dwellings	120
Additions and Alterations	243
Roofing and Siding	144
Structures (Pools, Sheds, etc.)	101
Commercial and Industrial	5
	(est. cost $2,814,500.-)
Additions and Alterations (Comm. & Indus.)	100
	(est. cost $9,399,713.-)
Demolitions	25
Wood Stoves	30
Trailers	6
Re-Occupancy Permits	10
	784

Occupancy Permits	372
Sign Permits	49
Grandfather Lots	55
Certificates of Inspection	115

Total estimated cost of building permits issued: $25,243,963.00

Total building permit fees collected and turned in: $303,027.50

Plumbing permits issued	739
Gas permits issued	727
	1,466

Total plumbing & gas fees collected and turned in: $30,969.00

Total electrical permits issued: 998

Total electrical permit fees collected and turned in: $99,101.65

Total non-criminal fines collected $2,375.00

Total fees collected and turned in for department: $435,473.15

In an effort to provide better customer service, the Building Department staff has increased and is currently working on literature to better explain such items as the necessity of Building Codes and Zoning By-Laws.

I would like to thank Angela Capen, Head Clerk, Kathleen Garvin, Senior Clerk, Stephanie Hall, Junior clerk,Local Inspectors David Lenzie and Christopher Clemente, Anthony Iovanna, Inspector of Wires, and William Callahan, Plumbing and Gas Inspector for their dedication in assisting and serving the public.

Respectfully submitted,

Ruthanne A. Bossi
Inspector of Buildings.

CABLE ADVISORY COMMITTEE

The Board of Selectmen's Cable Advisory Committee concluded a light business fiscal year with the largest and most significant undertaking in its history June 4. The committee held a federally mandated public hearing in the Town Hall Buck Auditorium, drawing a crowd of over 110 to state its desires for the Town's next cable television contract.

This fall, the eight-member CAC will be formulating a request for proposal to offer the current cable provider as the starting point in negotiating a new contract for the Town's 10,000 subscribers. The current contract expires in October, 1998.

Respectfully submitted,

Kevin Conway
Committee Chair

CAPITAL ADVISORY COMMITTEE

The Capital Advisory Committee is a five member committee appointed by the Town Administrator to assist in identifying and prioritizing capital improvement projects in excess of $25,000. This committee has met several times this past year to address the concerns regarding the potential improvements and expansion of the current water treatment plant. We have met with both the Town Administrator, representatives of Camp, Dresser, & Mckee and the Finance Committee regarding this expansion. We also anticipate visiting the site of a newly constructed plant in order to better address the future demands on the water supply for the residents of the Town of billerica.

The committee would like to thank the former chairman, George Roberts, as well as former members Frank Emmonds and Ed Hurd for their support and persistence in supporting several projects in the past which resulted in improvements to the Town's infrastructure.

The committee members, Doris Pearson, Chairman; Chris Blake, Vice-Chairman; Richard Tracey; Ken Johnson; and David Hatabian look forward to working with the Town Administrator this coming year regarding several upcoming capital projects.

Respectfully submitted,

Doris M. Pearson
Chairman, Capital Advisory Committee

Report on Proposed Water treatment Plant Improvements

This report presents a brief overview of our understanding of the proposed improvements at the Water Treatment Plant and identifies several issues that should be addressed prior to appropriating any additional funds for this project.

After meeting with the Town Administrator and representatives of Camp, Dresser & McKee (CDM) and conducting a review of the engineering report, this committee agrees that improvements and upgrades to the facility are necessary. However, several issues surfaced during our review and are identified below.

Overview

The water treatment plant was placed into service in 1956 and has undergone two expansions and upgrades, with the latest being completed in 1978. The engineer has recommended that improvements to the facility be implemented in three (3) phases over several years. The report also stated that, based on population projections, the capacity of the facility is adequate to supply water to the town through the year 2020. However, the population projections in the report do not appear to address the expansion of the House of Corrections and its connection to the Town's water system. This has the potential of increasing the demand on the plant by as much as 500,000 gallons per day.

Phase I

The following improvements are proposed for the first phase of the project:

- Installing a new ozone system to address taste, odor, and color in the raw water
- Replacing of the granular activated carbon (GAC) in all seven (7) filters with new filter media
- Replacing the motors on four (4) high lift pumps and replacing the variable frequency drives (VFDs) on two high lift pumps
- Miscellaneous electrical system upgrades

Estimated Cost: $3,350,000.

Authorized Bonding: 1994: $2,500,000
1995: $1,500,000

Project Status: Under Design

Questions:

1. Are the costs based on new carbon or regenerated carbon? Considerable cost savings can be achieved using regenerated carbon. A regional carbon regeneration facility is available and is currently used by the cities of Lawrence and Lowell.
2. The report recommends replacing the carbon every two (2) years. Our understanding is that GAC used for taste and odor should last 3 or 4 years. Are carbon replacement costs included in the cost identified above?

Phase 2

The following improvements are proposed for the second phase of the project:

- Construction of an addition to the pretreatment building to house the new chemical storage and feed systems
- Construction of new access roads to accommodate chemical deliveries and improve vehicular access throughout the site
- Installation of a new instrumentation and control system
- Additional electrical system improvements including replacement of motors and drives (VFDs) for

the raw water pumps
- Building addition to the raw water pump station for the new VFDs

Estimated Cost: $7,050,000

Authorized Bonding: $0

Project Status: Pending appropriation of funds

Questions
1. The report stated that polymer is not currently being used nor expected to be required in the future. Why is a new polymer makeup and feed system proposed?

Phase 3

The following improvements are proposed for the third phase of the project:
- Construction of a two story addition to the existing filter building to be used as the new administration building
- Replacement and upgrades to the HVAC, telephone, fire alarm, and communications systems
- Construction of new sludge handling facilities, including gravity thickeners, drying beds, and sludge pump modifications
- Miscellaneous sitework

Estimated Cost: $3,180,000

Authorized Bonding: $0

Project Status: Pending appropriation of funds

Questions:
1. The report states that the administration building could be relocated to the existing Seniors Center thereby reducing costs. What are the overall cost savings of this plan, accounting for costs associated with relocating the Seniors Center?

Summary

To ensure high quality water to the town into the next century, improvements to the Water Treatment Facility are necessary. It is important to emphasize that the overall project is a multi-phase project and will implemented over several years. The Committee believes that the residents of Billerica should be made aware of the magnitude of the entire project, even though each phase may be funded individually. The total estimated cost (design and construction) for the project is $13.6M, which is based on current dollars and does not allow for escalation. As a result, costs for future phases may be higher than indicated.

Capital Advisory Committee
Doris M. Pearson, Chairman
Chris Blake, Vice-Chairman
Richard Tracey
Ken Johnson
David Hatabian
George Roberts

CEMETERY DEPARTMENT

In 1995, there were 144 burials in the Town Cemeteries. During the past fiscal year $118,953.00 was turned over to the Town Treasurer. These receipts represent the amount of money collected by the Cemetery from the sale of lots, perpetual care, opening charges, and marker installations.

We wish to thank our employees for their continued devotion to their work. Thanks is also extended to the various town departments who have helped us throughout the year.

Respectfully submitted,

Charles O. Faria,
Superintendent of Cemeteries

CENTRAL MASSACHUSETTS MOSQUITO CONTROL PROJECT

The Central Massachusetts Mosquito Control Project (CMMCP) currently provides its services to 28 cities and towns throughout Middlesex and Worcester Counties. The town of Dracut became a member of the CMMCP as of July 1, 1995. We welcome them and look forward to providing our services.

The project's headquarters is located at 111 Otis Street, Northboro, MA. Tours of the headquarters or visits to field work sites may be arranged by calling the office in advance.

The CMMCP practices Integrated Mosquito Management (IMM), blending state of the art methods and techniques with expertise, experience, and scientific research to provide our member communities with modern, environmentally sound, cost effective mosquito control.

The Mosquito Awareness program which we offer to elementary schools in our district has become very popular. Project staff meet with students and teachers to discuss mosquito biology, mosquito habitat, and control procedures. Much of the presentation is directed towards what the children and their families can do to prevent mosquitoes from breeding around their homes. Live samples of mosquito larvae are included with the presentation, and are left in the classrooms so that students can watch them develop. Slides, videos, handouts and coloring books help to make this an interesting program.

As part of our effort to reduce the need for pesticides we continue to expand our water management program. By cleaning clogged and overgrown waterways, mosquito breeding can be reduced, wetlands are restored, and water quality is improved. Last winter we acquired and refurbished a wood chipper to be used by our water management division. A new dump truck and utility trailer were purchased this fall to replace our 1975 truck and trailer.

Bti mosquito larvacide is used to treat areas where mosquito larvae are found. We routinely check known breeding sites, but also encourage the public to notify us of any areas they suspect could breed mosquitoes. Our field crews will investigate all such sites and treat if needed.

Our goal is to handle all mosquito problems with water management or larviciding but we recognize that there are times when adult mosquito spraying is the only viable solution. In such cases residential and recreational areas are treated with either hand held or pick-up truck mounted sprayers.

The project's surveillance program monitors adult mosquito and larval population density and is the backbone for prescribing various control techniques. Rain gauges are set out and data collected by our surveillance crews in an effort to predict when mosquito breeding will occur.

The project's video "Working for You" is available to anyone interested in learning about mosquito control and the services provided by the Central Massachusetts Control Project.

TOWN CLERK REPORT

The following statistical and financial reports are for the year of January 1, 1995 through December 31, 1995.

VITAL STATISTICS RECORDED IN 1995:

Births	505
Marriages	239
Deaths	235

FEES COLLECTED:

U.C.C - Filings, Discharges & Searches	$9,395.00
Certified Copies	10,043.00
Marriage Licenses	3,685.00
Business Certificates	4,570.00
Photo Copies	358.20
Pole/Conduit Locations	2,208.00
Zoning/General By-Law Books	1,495.00
Voter I.D. Cards	195.00
Gasoline Storage Permits	980.00
Miscellaneous	811.25
Sunday Licenses	5,340.00
General Licenses	1,045.00
Common Victualer Licenses	125.00
Class I, II, III Licenses	50.00
Street Listing Books	1,344.00
Dog Licenses	16,400.00
Additional Dog Monies	2,382.00
Dog License Later Fees	1,580.00
Fish & Wildlife Licenses	8,366.00
TOTAL	$70,372.45

One election was held during calendar year 1995; the annual Town Election on April 1, 1995. 3,467 persons voted in the election. This was 17.8 percent of those eligible to vote in the Town Election.

We were saddened by the deaths of Emma Columbus and Mary Scharn who had faithfully served the Town for many years as Election Officers.

A Total of 2,381 dog licenses were sold during 1995. All dogs three months of age and older are required by law to be licensed as of January 1st each year. Any dog not licensed by March 10th is subject to a $10.00 late fee.

During 1995, two town meetings were held; the annual Spring Town Meeting in May and the Fall Town Meeting in October. Fourteen sessions of Town Meetings were held in 1995.

In July, 1995, Margaret Ryan was appointed to the position of Assistant Town Clerk. The Town is very fortunate to have such a dedicated person in this position.

My sincere thanks to all those persons who have helped make this year a success, especially my dedicated office staff Joan McDonald and Margaret Ryan for their loyalty and support.

Respectfully submitted,

Shirley E. Schult, CMC, CMMC
Town Clerk

BILLERICA COUNCIL ON AGING

Fiscal Year 96 was a very good year for the Council on Aging. Attendance has increased steadily, to the point where over 1,000 people are at the Senior Center some part of each month. Art and Woodworking classes have been added to the agenda and health topics are presented once or twice each month. We have added a part-time member to our staff, i.e. Marion Musto, who is working constantly to improve utilization of volunteers. Our aim for fiscal year 97 is to find a new home. Toward that end, we have a committee working on a list of both our present and our future needs.

Dorothy A. Cox
Chairman

CONSERVATION COMMISSION

The Conservation Commission consists of seven members appointed by the Board of Selectmen for terms of 3 years each. They maintain an office in the Town Hall and have a staff of two people (Environmental Investigator Martin W. Houlne and Secretary Patricia A. Simpson.

The Commission and its staff had a very busy year in 1995 administering and enforcing the State Wetlands Protection Act (Mass. General Laws, Chapter 131, Section 40) at the local level.

During the year, 37 Wetland Filings and 19 Request for Determination filings were received requesting permits to perform work in or near wetlands, 39 initial public Wetland Hearings and 19 initial Determination Hearings were held along with 32 Continuance Wetlands Hearings and 11 Continuance Determination Hearings. There were no official public Modification Wetland Hearings held however, the Commission did hold nine informal discussions of proposed plan modifications. They also went into Executive Session three times to discuss ongoing litigation.

As for individual permits, 36 new Orders of Conditions were issued along with two Denial Order of Conditions, 21 Determinations of Applicability, 24 Certificates of Compliance, one Certificate of Compliance Denial and 22 Status letters. There were no Modification Order of Conditions or Extension Permits issued, however three Enforcement Orders for violations of the Wetlands Protection Act were issued.

For the full year, there were 19 Regular Meetings, no Special Meetings and no Emergency Meetings of the Conservation Commission held in the Town Hall. Many Commission members also spent a great deal of their free time participating in numerous other meetings held in the Town Hall as appointed volunteer members of various Town Subcommittees, including the Open Space Committee, which met on several occasions, as well as the Griggs Farm Committee and the Earth Day Committee.

Once again in 1995, some unforeseen changes in membership occurred, due to the resignation of one member of the Commission. On February 5, 1995, John Saulnier submitted his letter of resignation, effective immediately. In March, Judith Amelotte was appointed to fill John's unexpired term (through June 30, 1995).

On June 19, 1995, both Diane DePaso and Judith Amelotte were reappointed to fill three-year terms. Their terms will expire on June 30, 1998.

For the ninth straight year, the Nicola Micozzi Beach, located on Conservation land at Nutting Lake, was once again operated during the season by the Town Recreation Department. The Conservation Commission would like to thank Joseph Higgins, Director of the Recreation Department, as well as his qualified staff, for the great job that they did in successfully overseeing the day to day operations at the Beach. With all those involved carrying out their duties in a professional manner, everyone who visited the Beach was provided with a safe and enjoyable experience. We look forward to many more pleasant summer seasons in the future.

The Conservation Commission holds regular meetings on the second and fourth Wednesdays of each month in the Town Hall starting at 8:00 p.m. and all are welcome to attend.

We wish to thank all who have supported the Commission during the past year.

Respectfully submitted,

Diane DePaso, Chairman

CULTURAL COUNCIL

The Billerica Cultural Council was very fortunate to receive $17,301 in 1995/96 from the Massachusetts Cultural council and the National Endowment of the Arts. These awards are granted to the cities and towns of Massachusetts to raise cultural awareness through the arts. The Cultural Council meets in the Vivian Porter Art Gallery at the town hall on the first Monday of each month.

Grants administered this year went to:

Billerica Colonial Minutemen: for Colonial living history exhibit
Billerica Memorial High School: for visit of Maasai warrior
Billerica Memorial High School: for visit by authors
Billerica Memorial High School: for admissions to North Shore Music Theatre
Billerica Museum: for historical photographs
Billerica Recreation Department: for summer concert series
Boys and Girls Clubs of Billerica: for art instruction
Thomas Ditson School, Parker, Kennedy and Vining Elementary Schools: for an environmental education program
Thomas Ditson School - Town-wide Art Enrichment Program: for astronomy and art appreciation
Dutile School PTO: for in-school performance by Brown Bag Opera
Susan Kapuscinski Gaylord: for bookmaking cultural awareness
Greta Harris: for staged reading of "Romaine"
Locke Middle School: for living history performance
Locke Middle School: for workshop on Shakespeare's language
Locke Middle School: for demonstration of armor by Higgins Armory
Locke Middle School: for admissions to M. Harriet McCormack Center for Arts
Marshall Middle School: for historical perspectives presentation
Marshall Middle School: for performance of Shakespeare bits and pieces
Marshall Middle School: for international music and dance performance
Marshall Middle School: for admissions to North Shore Music Theatre
Parker Elementary School PTO: for cultural enrichment programs for students
Colleen Sgroi: for painting "Lights in Common" proceeds form art scholarship
Eugene C. Vining Elementary School: for outreach program about Rome
Eugene C. Vining Elementary School: for a residency with international folk dance specialist Regina Laskowski
Eugene C. Vining Elementary School: for visit by storyteller

In additional to administering grants, a new local artist is featured each month at the Vivian Porter Gallery. The artist's "Openings" are scheduled near the beginning of each month and are advertised by the Billerica Minuteman and BATV, as well as by flyers posted about town. The Gallery is open Wednesdays and Thursdays from 10 a.m. to 2 p.m. or by request to any of the members listed below.

This year the members included:

Karen Farmer, Chairperson and Secretary	667-4014
AnneMarie Norman, Treasurer	667-3165
Elizabeth Caporale, Gallery Coordinator	663-2950
Deborah Lashley, Art Loan Program and Art Opening Historian	
Dorothea MacNeill, Historian	667-7717
Helen Potter, Air Director	667-9987

We'd like to publicly thank our volunteers for their steadfast commitment in keeping the Gallery open. They are:

Jason Bailey
Libby Caporale
Dorothy McDewell
Mrs. Stuart Potter
Rose Thayer

and our #1 Volunteer and biggest supporter — Ross Celeste (who is greatly missed).

Karen Farmer

FIRE DEPARTMENT

To the Honorable Board of Selectmen:

I hereby submit the annual report of the Billerica Fire Department for the year 1995.

The department responded to 3,875 fire incidents in 1995. The fire incidents for 1995 are broken down as follows:

Brush/grass rubbish	265
Dumpsters	17
Building fires	107
Vehicle fires	79
Accidental alarms	61
False alarm/street box	18
False alarm/detectors	288
Investigations	273
Mutual aid given	40
Rescues	10
Medical emergency calls	1,004
Hazardous materials	25
Bomb scares	5
Vehicle lock outs	619
House lock outs	37
Illegal burning	114
Plug in/out boxes	294
Vehicle accidents	206
Miscellaneous calls	230
Carbon monoxide investigations	77
Electrical investigations	73
Water problems	33
Total	3,875

The following is the report of the major activities of the Fire Prevention Bureau between January 1, 1995 and December 31, 1995.

I. PUBLIC FIRE EDUCATION
- A. Fire drills held in eleven public schools, elderly housing complexes, and House of Correction facility.
- B. Public fire safety activities - 38

II. FIRE INVESTIGATIONS
- A. Fire causes and determinations - 31 incidents
- B. Vehicle fires investigated - 30
- C. D.E.P. and Hazmat investigations - 5
- D. Blasting incidents investigated - 5

III. CODE ENFORCEMENT
- A. General fire inspections - 447
- B. Complaints investigated - 31
- C. Order of Notices issued - 8
- D. Nursing home inspections - 12
- E. Places of assembly inspected - 7
- F. Gas stations inspected - 10
- G. Underground tank inspections - 19
- H. Oil burner inspections - 103
- I. Woodstove/chimney inspections - 42

IV. PLANS REVIEW
- A. Sprinkler plans approved/tested - 149
- B. Fire alarm systems approved/tested - 195
- C. Planning Board plans reviewed - 11
- D. Building Department plans reviewed (commercial) - 112
- E. Building Department plans reviewed (residential) - 337

V. MISCELLANEOUS
- A. New municipal fire alarm boxes approved - 6
- B. Knox box security systems approved - 8

VI. PERMITS ISSUED - 1995
- A. Open burning permits 3,704
- B. Smoke detector certificates issued - 588
- C. Occupancy permits sign-off - 378
- D. Selectmen's license renewal, certificates - 41
- E. Application for flammable storage license approved - 9
- F. Smokeless and blackpowder - 12
- G. Flammable/combustibles - 96
- H. L.P. gas storage - 50
- I. Blasting permits - 25
- J. Tank truck inspections - 20
- K. Underground tank removal - 20
  Underground tank installation - 6
- L. Tank and piping test - 25 locations
- M. Sprinkler permits - 80
- N. Fire alarm (commercial) - 68
  Fire alarm (residential) - 232
- O. Fixed suppression systems - 10
- P. Tents - 1
- Q. Oil Burners - 103
- R. Cutting/welding - 11
- S. Dumpsters - 1

PERMIT FEES COLLECTED - 1995 $12,860.00

During 1995 Billerica firefighters were professionally trained on the following topics:

Inspection and Reporting Procedure
Fire Pump Operations
Aerial Ladder Operations

Firefighter Safety and Survival
Extinguishing Systems
Carbon Monoxide Detection and Responses
Confined Space Entry
Juvenile Firesetters
Vehicle Extrication
Oil Burner Code Updates
Fighting Flammable Liquids Fires
1st Due Fire Operations
Fire Hose Evolutions and Testing
Ice and Water Rescue
Large Diameter Hose
Heavy Stream Appliances and Water Flows
LNG/LPG Gas Fires
Public Fire Education
Vehicle Fires and Arson Detection
Prevention of Infectious Diseases
Basic Electricity and the Firefighter
Commuter Bus Disasters and Accidents
Massachusetts Fire Incident Reporting System
E 9-1-1 Secondary PSAP Answering Techniques
Portable Fire Extinguishers
First Responder Medical
EMT Refresher
CPR Recertification

During 1995 the Billerica Fire Department made familiarization visits to collect field information at 57 commercial buildings/businesses. All fire hose, Scott Air Packs, Fire Pumps, and other fire suppression equipment was service tested.

Three newly appointed firefighters attended the 11-week Recruit Training Class at the Massachusetts Firefighting Academy and three Lieutenants attended the 3-week Fire Officer Class at the Massachusetts Firefighting Academy. Nineteen firefighters attended and graduated from a 120 hour Basic Emergency Medical Technician Course held in the Fire Department Training Room.

The Fire Department would like to thank all other Town Departments and Town Officials for their help and cooperation throughout the year.

Respectfully submitted,

Anthony E. Capaldo
Fire Chief

BOARD OF HEALTH

To: The Honorable Board of Selectmen

The Board of Health presents this as its annual report for 1995. The Board currently consists of Arnold Ventresca, Chairman, Bernard Hoar, Vice Chairman, Marie O'Rourke, Secretary, Wallace Mallett, Leonard Bram, M.D. and Nancy Higgins, Recording Clerk.

The office of the Health Department, Division of Administration, is comprised of John Morris, Director, Deborah McCluskey, Principal Clerk and Margaret DiPietro, Junior Clerk.

The Division of Food Service Sanitation is staffed by Joseph Walsh, Deputy Director and Joseph Reale, Sanitarian. Both these individuals are part-time employees for a total of twenty-six (26) hours per week. During 1995, the Division of Food Service Sanitation was responsible for the inspections, plan reviews and necessary enforcement actions for 193 permits issued by the Health Department. In addition to food service establishment inspections, the division also conducts weekly inspections of public/semi-public swimming pools during the peak months of the year. Ideally, the Federal Government Guidelines recommend that the Health Department should be staffed with one (1) full-time employee per 150 establishments or the equivalent of a full-time employee. The division is proud of its accomplishments given its very limited resources. We are hopeful that in the future the food service sanitation division will achieve full staffing levels to provide maximum public health protection of food service industries servicing the residents of Billerica.

The Division of Environmental/Community Health Sanitation is staffed by Mr. William McDowell and Mr. Richard Berube, Health Agents. This division processed 323 complaints during the year 1995. The Health Department has been able to implement a systematic approach for the processing, investigation and resolution of complaints, which range from failing septic systems and illegal dumping to odor problems and hazardous waste investigations. Mr. McDowell is also responsible for some emergency calls as necessary, which displaces cases that may have been resolved in a more timely fashion. In July, 1995, Mr. Berube was hired part-time with the primary responsibility of dealing with the increased workload anticipated from the new Title 5, State Environmental Regulations. In 1995, the department issued 105 septic system permits. This number is increasing due to real estate sales. Aside from the increase of septic system upgrades required, the new testing procedures place tremendous time burdens on the department. However, we are confident that these demands can be met in a satisfactory manner.

The Division of Community Nursing is currently staffed by Cheryl Marland, R.N. The Community Nursing Division is slowly restoring its staff to prior staffing levels. It is a goal of the Board of Health to restore staffing of the Division to 1971 levels. This would consist of the addition of another full-time nurse or a full-time health educator, which could be utilized to expand services.

The current nurse has done a tremendous job to provide many clinics and community wellness programs, which is a major function of a local health department.

During 1995, the Public Health Nurse attended to 326 residents during morning clinics, provided 1,777 elder citizens with health screenings, 134 mantoux tests, implemented a Hepatitis B program to 190 citizens, accommodated 1,763 Billerica residents during our Annual Flu Clinic and 202 residents during our Pneumonia Clinic. These are just a representative sample of the health programs provided. In addition to these duties, the Community Nursing Division handled all communicable disease reports and follow-up action.

The Health Department receives numerous inquiries regarding services that residents wish could be provided. However, due to staffing levels, we can only provide so many services. The Board of Health will continue to attempt restoration efforts to achieve optimal staffing levels.

During the year 1995, the Director of Public Health reviewed and approved 620 Building Permits, issued 105 new septic system permits. Associated with these permits was all administrative functions and field inspections necessary to insure compliance. In addition, the Director issued 7 Well Permits, 21 Septage Haulers Permits, 24 Disposal Works Installers Permits, 4 Funeral Directors Permits, 6 Suntanning Salon Permits and 2 Health Club Permits. Also, the department issued 950 White Good Disposal Permits. All administrative processes and inspections were performed accordingly.

During 1995, the Health Department also issued 8 Public/Semi-Public Swimming Pool Permits, 2 Asbestos Removal Permits, 2 Massage/Muscle Therapy Establishment Permits and 2 Massage/Muscle Therapist Permits. A total of 44 variances were granted by the Board of Health in 1995, which were administered by the Health Department.

The Division of Animal Control is staffed by Mr. Harry Peary who performs all barn and horse inspections prior to issuance of permits from the Director of Public Health. During 1995, 24 Horse and Barn Permits were issued.

In addition to day to day operations, the Director of Public Health reviews all Subdivision Plans, Site Plans, Variance Requests, Waiver Requests and all agenda items in preparation for the Board of Health. He prepares recommendations for all matters before the Board and is responsible for all follow-up actions on behalf of the Board of Health.

Finally, the Health Department is proud of its Annual Health and Recreation Fair, which was held on Saturday, April 14, 1995. The event has become a tremendous success in providing the town residents with valuable services, information and opportunities to achieve optimum wellness, all at no cost. The Board of Health has established an excellent working relationship with the Recreation Department, which has resulted in an immeasurable benefit to the residents of Billerica. The Board would like to formally extend a heartfelt thank you to Mr. Joe Higgins and his staff at the Recreation Department.

The Health Department is looking forward to 1996 as a very productive year and will always strive to provide residents with the service they rightfully deserve.

Respectfully submitted,
Arnold Ventresca, Chairman

HISTORIC DISTRICTS COMMISSION

The Commission consists of seven regular members, four alternates and Town Planner, Peter Kennedy as a non-voting ex-officio.

Regular Members:	Marcia Foster
	James Heiberg
	Carl Herrmann
	Susan Miller
	Terry O'Neil
	Debra Wolf
	Richard Young
Alternate Members:	Marie Dube
	David Fitch
	Debra Fox
	Scott O'Neil
Officers:	Richard Young - Chairman
	Terry O'Neil - Vice-Chairman & Co-Secretary
	Debra Wolf - Co-Secretary

The first scheduled meeting in 1995 of the Billerica Historic Districts Commission was held on January 5, 1995

Meetings were held the first and third Thursday of each month, beginning at 7:30 P.M. and adjourning as necessary. Special meetings were also held on alternate dates as needed. All meetings held were posted as required with the Town Clerk.

During the Spring and Fall Town Meetings, the Commission changed their regularly scheduled meetings to the first and third Wednesday of each month until Town Meeting was adjourned.

The Commission reviewed eighteen applications for Certificates in 1995.

Fifteen violation letters and five second notices were sent to homeowners and businesses, for work in progress or completed on their properties, without prior-submission of an Application to the Commission.

An informal discussion on the North Billerica Train Station, which is in the Billerica Mill's Historic District, was held on July 13, 1995 and open to the public. The LRTA, planning to lease the station from the MBTA, presented their proposed plans for the existing parking areas, including an additional lot near the Faulkner Mills, better lighting, guard booth and the future of the Train Depot building. The Train Depot Building is on the National Register of Historic Places, and final approval on the future of the building falls under the jurisdiction of the Massachusetts Historical Commission.

Proposed renovations to the Faulkner Mills were presented to the Commission at our December 7, 1995 Meeting. Plans for the renovations have not been finalized.

Detailed Minutes of the Billerica Historic Districts Commission's meetings have been filed with the Board of Selectman and are available for review by the public at the Billerica Public Library.

We wish to thank all of the residents and town's people who have supported the Commission during the past year, and who have contributed in making a difference in the preservation of the historical future of the Town of Billerica.

We look forward to working together with the Board of Selectman in 1996 to preserve and protect the Historic character of Billerica

Respectfully submitted,

Richard Young
Chairman

HISTORICAL COMMISSION

To The Honorable Board of Selectmen:

The Billerica Historical Commission meets regularly on the first Wednesday of each month at the Town Hall. In its role as an official agent of municipal government responsible for community-wide historic planning, many of its activities are interrelated with those of the various town boards, one of our most important functions being to preserve and categorize historically significant properties, structures and landmarks.

The Commission has continued to support efforts to preserve the historic North Billerica Railroad Depot which is a contributing building in the North Billerica Mills District, which is listed on the National Register and the State Register of Historic Places. Progress has been very slow. To date, the Massachusetts Bay Transit Authority, owner of the Depot, has failed to comply with a request from Massachusetts Historical Commission to meet with them and to file necessary environmental forms. With two historic buildings in the immediate vicinity already demolished to provide parking lots, we feel strongly that this landmark property should be given utmost consideration.

The Commission has expressed its opposition to the proposed construction of a mini-mall located in part in the Center Historic District at the intersection of Charnstaffe Lane and Boston Road. Plans which call for the demolition of inventoried properties and construction in the proximity of a former Indian site are diametrically opposed to the Commission's historic preservation objectives.

The Commission has provided assistance of an historical nature to the Great Brook Associates' proposed Senior Housing Project. Situated on the former Jonathan Danforth Jr. property (later the Solomon Pollard Tavern), Billerica Historical Commission has assisted in providing a list of names associated with the history of the site for possible use in the naming of the proposed streets and buildings.

We have continued our efforts to place "Circa" signs on selected inventoried properties. We have also continued to publish a quarterly newsletter which is sent to Massachusetts Historical Commission concerning our activities in town in order to increase our visibility on the state level.

The Commission has sponsored two Preservation Grants, the first for the restoration of the Clara E. Sexton Memorial Historical Society Headquarters which was not funded, but may be resubmitted at a later date. Also, by year's end, we endorsed a preservation grant application submitted by the Library Committee seeking funds for the restoration of the Old Town Hall cupola, destroyed by fire in 1993.

We note with regret the demolition of the Thomas Richardson House (Webb Brook Country Club). Problems encountered at the local level have provided a basis for Billerica Historical Commission's response to Massachusetts Historical Commission's query concerning the effectiveness of the Demolition Delay Bylaw.

The Commission wishes to thank associate members Carl Herrmann, Alex Ingraham and Dr. Charles Stearns for their valuable assistance throughout the year.

Respectfully submitted,

Margaret B. Ingraham

HOUSING AUTHORITY

Gentlemen:

At our Annual Meeting, held April 3, 1995, the following officers were elected:

Elizabeth F. McCarthy - Chairman
Walter Coakley - Vice Chairman
William Flaherty, Jr. - Treasurer
Dorothy Pearson - Assistant Treasurer
John Daly, Jr. - Member

Mrs. Carol Ford was re-appointed Executive Director

The Billerica Housing Authority has completed 27 years in the Management Phase of its housing, consisting of 259 units. Our 705 Family Housing, Section 8, and 689 Special Needs Programs are all under lease.

Construction on the elevator at the Talbot School Apartments has begun. The cost of the elevator will be $255,000.00, completely funded by EOCD and expected to be completed in April.

The authority has completed site work and paving at 13 River Street and 16 River Street. We have also completed the resurfacing of the back parking lot which was transferred from the town to the Billerica Housing Authority.

We would like to publicly thank the Board of Selectmen and all Town Boards for their continued support.

Sincerely,

Elizabeth F. McCarthy
Chairman

INDUSTRIAL DEVELOPMENT FINANCE AGENCY

The Industrial Development Finance Agency remains active in compliance with State regulations and available when needed by the industrial community of Billerica.

Due to the present economic conditions and improved opportunities available to business, we have not had any requests for our assistance. Billerica is now designated as an Economic Target Area with several Certified Projects which are more beneficial to businesses. This agency continues to provide support and information within the community.

This agency consists of Bernie Hoar, Chair; members Allen Arakalian, James Dangora, Jr., Robert Lord and Donald MacDonald.

Respectfully submitted,

Industrial Development Finance

BILLERICA PUBLIC LIBRARY

The Billerica Public Library continued its growth trend in 1995. Circulation of library materials increased by nearly 4%, bringing our five year increase to over 24%. Over 229,000 items in a variety of formats including books, magazines, videos, compact discs, books on tape, cassettes, and more were borrowed by our patrons during the past year. An average of 667 people used the library each day.

"Reading is Natural" was our summer reading program theme this year. 900 children read thousands of books during July and August, as well as participated in a variety of special activities and programs in keeping with the environmental theme. In addition, 195 adults and 103 teens took part in reading programs designed especially for them.

The library presented a variety of programs (105) during the year with a total attendance of nearly 3,500 people. An American Girl Tea Party, a Rainforest Reptile Show and a weekly book discussion group for young adults and a Halloween Happening are just some of the highlights.

Our plans for a library expansion have come into clear focus this year. A Library Building Committee was appointed by the Town Administrator in September. Since that time the committee has selected Anthony Tappe Associates to be the architect for the project. Tappe was chosen from a field of thirteen applicants for their broad experience in library design work. Originally conceived of as an addition to the present facility, the proposed library expansion has changed paths and is now focused on a restoration and addition to the Old Town Hall facility. If successful, this conversion of the Old Town Hall for use as the new Billerica Public Library will nearly triple our space, providing a secure future for library service in Town, while at the same time, preserving an historic landmark on our Town Common.

Our Friends of the Library group reorganized this year. In an effort to include all ages in this very important fundraising and advocacy group, the new organization is now called the Family Friends of the Billerica Library. Annual events such as the Ice Cream Sundae Night and the Book sale and Flea market make it possible for the Friends to purchase museum passes for loan to library patrons. Currently, we have passes to the Aquarium, Children's Museum, Science Museum, Museum of Fine Arts, Drumlin Farm, Kennedy Museum, Gardener Museum and the Children's Discovery Museum courtesy of the Friends. The Friends also make special programs available for children such as storytellers, puppeteers and concerts. This year, their generosity and hard work also made it possible for them to purchase a computer for the Library. We sincerely thank them for all their dedication and hard work. The Friends will be very active in the coming year sponsoring a number of fundraising events to benefit the building expansion project.

Thanks also go to the Lion's Club for their generosity. Their sustained help has made it possible for us to have a wonderful collection of books on tape, as well as a nice selection of large print titles. This year they also presented to the library, a personal computer which has been adapted for use by the sight impaired. We are most indebted to them for helping us to better serve our sight impaired users.

I would also like to thank our wonderful staff for their continued support and their sincere dedication to providing quality library service to the community. Appreciation is also extended to our faithful volunteers who logged in hundreds of hours this year, assisting in a variety of ways.

We are extremely excited about the coming year and the potential that it holds for improving our ability to meet the needs of our patrons in a larger more effective environment.

Respectfully submitted,

Barbara A. Flaherty
Director
William Foley
Chairman, Board of Library Trustees

LOWELL REGIONAL TRANSIT AUTHORITY

The Lowell Regional Transit Authority provides fixed route bus service between Billerica and Lowell and Paratransit transportation service for Billerica's disabled residents and senior citizens via the LRTA's Road Runner Dial-A-Ride service.

The regular fixed route bus service operates Monday through Saturday with the first bus leaving Billerica for Lowell at 7:05 a.m. and the last bus leaving Lowell for Billerica at 5:20 p.m. There are nine (9) round trips per weekday and five (5) round trips on Saturdays. Fares are seventy (.70) cents within Billerica and one dollar (1.00) between Lowell and Billerica. Senior citizens and the disabled pay half fare. The LRTA "PASSPORT" is available to Billerica residents at a cost of twenty-five ($25.00) dollars, which entitles the bearer to travel on all LRTA bus service routes and the MVRTA;s Lowell to Lawrence route as well. The South Lowell bus route (#03) extension to the North Billerica train station continues to offer twenty trips daily to and from Lowell for a one-way fare of seventy cents. Billerica's total fixed route ridership was 12,159 in FISCAL YEAR 1995. This represents a 10.2% decrease in ridership when compared with the previous fiscal year's total of 13,397.

The fixed route bus service is provided by LoLaw Transit Management, Inc. under contract to the LRTA. For full information regarding the regular bus route service, residents should call 452-6161.

The Road Runner Dial-A-Ride bus service continues to accommodate many trip purposes including work, medical, shopping, recreational and social. The Road Runner service operates from 6:30 a.m. to 5:30 p.m. on weekdays and from 8:00 a.m. to 5:00 p.m. on Saturdays with a 24-hour call-in-advance notice needed to arrange trips. Service is available to Billerica residents over 60 years of age and individuals of any age with a permanent or temporary disability.

One-way fares are fifty (50 cents) within Billerica and eighty (80 cents) to Chelmsford on Mondays; to Lowell on Tuesdays; and to Burlington on Fridays. Medical trips to Boston are available Tuesday through Friday. The one-way fare is $2.50. Medical trips to Tewksbury are also available on Wednesdays. The one-way fare is eighty (80 cents). Service is also provided to the Billerica Council on Aging's activities and to their daily lunch program.

Ridership for the Road Runner service was 13,108 in FISCAL YEAR 1995. The Road Runner service is operated by Omni Bus Co. under contract to the LRTA. All LRTA Road Runner vehicles are wheelchair lift-equipped and provide a curb to curb service. For service requests and further information the number to call is 670-5775.

Commuter rail service between the North Billerica Station and Boston is operated by AMTRAK under contract to the MBTA. Twenty-one (21) round trips are provided on weekdays with eight (8) round trips on Saturdays, Sundays, and holidays. The one-way interzone fare between North Billerica and Lowell in one dollar and fifty cents ($1.50). The round trip fare to Boston is six dollars and fifty cents ($6.50). Over 450,000 passenger trips were served to and from the North Billerica commuter rail station in 1995. Billerica commuters to Lowell disembark at the intermodal Charles A. Gallagher Transportation Terminal and continue to avail themselves of the convenient LRTA shuttle every 15 minutes to Downtown Lowell with the opportunity for connection to all LRTA routes. The LRTA is currently developing plans to expand and improve the parking facilities at North Billerica with the cooperation of the Town of Billerica and the MBTA.

Bus connections to most cities in the United States can also be made at the Gallagher Terminal as Peter Pan, Vermont Transit, Greyhound and Michaud Bus ("Foxwoods Casino Special") all make regular daily stops there. For further information regarding commuter rail and intercity bus service residents may call 459-7101 or 1-800-392-6100. Express service to and from Logan Airport is also now available at the Gallagher Terminal through Flight Line, Inc. For additional information regarding times and rates residents may call 1-800-245-2525 or 603-893-8254.

In September, 1994 the LRTA received thirteen (13) new advanced design transit buses through a Section 3 Capital Grant from the Federal Transit Administration. The entire LRTA bus fleet is completely handicapped accessible with 35 wheelchair lift-equipped buses providing transit service to Billerica and the Greater Lowell Region. The LRTA is one of the few transit authorities in the nation that can make this claim.

Since March 1994, the LRTA has provided new service to residents of Billerica and Greater Lowell by linking with the MBTA system at the Billerica/Burlington Town line. The LRTA's BILLERICA (B1) bus route now connects with the MBTA's bus routes numbers "350" and "352" in Burlington at the intersection of Cambridge and Chestnut Streets (Route 3A). This new link makes possible numerous connections, including express service to the Lahey Clinic, the Burlington Mall, and Boston. In addition, Greater Boston residents now have a direct bus connection to points of interest in Billerica and Greater Lowell. For further information on this service and all other LRTA routes, residents may call 452-6161.

Billerica;s Representative to the Lowell Regional Transit Authority Advisory Board is Selectman Arthur Doyle.

The LRTA Administrator is Robert B. Kennedy.

MAPPING COMMISSION

To the Honorable Board of Selectmen and the Town Administrator:

The Mapping Commission meets on the second and fourth Tuesdays of each month.

We have met with Richard Scanlon, Principal Assessors, Richard Bento, Director of Public Works, and John Sanchez, Town Engineer. The concerns and ideas of these departments were reviewed along with the current software in use by the Public Works. It was clear from this meeting that the Mapping Commission is needed to fill a void that exists.

Mark P. Ricketson with the Commonwealth of Massachusetts Executive Office of Communities and Development, Bureau of Planning and Regionalism came to review available grant programs. Before the Commission could be considered for grants the Town's Community Action Statement needs to reflect the existence of the Mapping Commission.

We reviewed the responses it received from the various departments on a questionnaire it sent out at the end of 1994. From these responses, the Commission prepared an Amendment for the Town's Community Action Statement. This amendment outlines the areas of need that relate to maps.

The Commission contacted other towns currently using a GIS (Geographic Information System). We have also had contact with the Northern Middlesex Council of Governments to review their GIS program.

The Commission developed a Booster Button which was sold during Yankee Doodle Weekend and other events. We opened an account at the Billerica Municipal Employees Credit Union for funds received from its efforts.

Respectfully submitted,

John L. Noonan, Chairman
Stephen Dresser, Vice Chairman
Leslie Hannon, Secretary
Thomas Galligani, Treasurer
Gerard Pednault
Dianne Bonnell

MUSEUM COMMITTEE

Despite the vote of Town Meeting on May 5, 1987, designating the Old Howe School as Billerica's first museum, we have yet to gain occupancy of the first floor in the museum. We continue to await the promised move of the Food Pantry to permanent quarters elsewhere.

Meanwhile, the Museum Committee has continued to meet monthly - in warm weather in the second floor of the museum and, in cold weather, in the Town Hall.

For the second year in a row we held a reception for volunteers and supporters on Friday evening of Yankee Doodle weekend. Our collection of turn-of-the- century photographs were on display, thanks to Cabot Corporation's reproductions from some of the extensive collection of glass negatives donated by Charles Stearns.

Our desperate need for tax-deductible cash contributions continues. Also, items of Billerica memorabilia are always welcome.

Respectfully submitted,

Gordon C. Brainerd, Chairman

NORTHERN MIDDLESEX COUNCIL OF GOVERNMENTS

TO: The Citizens of the Town of Billerica

The Northern Middlesex Council of Governments is a multi-purpose planning district, a public body corporate, formed under State enabling legislation governed by a policy board of local elected officials. Each of the nine member municipalities including: Billerica, Chelmsford, Dracut, Dunstable, Lowell, Pepperell, Tewksbury, Tyngsborough and Westford, is represented by a member of the Board of Selectmen or City Council, a member of the Planning Board and an alternate member appointed by each Board of Selectmen and in the case of Lowell, by the City Manager.

The Council maintains a staff of professional planners and technicians to assist it in developing and implementing its policies. The Council meets monthly (usually the third Wednesday of each month) at 115 Thorndike Street, Lowell, and all meetings are open to the public.

The Council acts seriously and deliberately to "make careful studies of the resources, problems, possibilities and needs of its district"...and to"...make recommendations for the physical, social, governmental or economic improvement of this district..."

Assessments upon the member communities are on an equal per capita basis and are used to provide the "local share" of various projects undertaken by the Council with Federal funds and local assistance.

These funds enable the Council to undertake far more staff work than would otherwise be possible at the present level of local assessment (about 25 cents per capita). The Council's FY'96 budget includes $67,870 of local assessments which is less than 20% of the total budget. Billerica's share of the local commitment is $9,678.32.

Each year the Council devotes a large portion of its efforts to transportation issues. In cooperation with the Federal Highway Administration and the Massachusetts Highway Department, the NMCOG continues to focus on transportation problems across the region. During the past year the NMCOG updated the Long Range Transportation Plan for the Region which examines the projected transportation needs for the next twenty years. The staff continues to monitor and track the progress of the on-going environmental work associated with the Route 3 widening project.

The Council recently completed a feasibility study for a proposed Yankee Doodle Bikeway extending from North Billerica to Bedford, eventually linking with the Minuteman Bike Path in Bedford. The Council is currently conducting a detailed planning study on the Rails-to-Trails Project.

The Council continues to provide technical assistance to local communities. This past year the Council assisted the Town of Billerica in evaluating the potential traffic impacts of projects such as the proposed retail project at Route 3A and Charnstaffe Lane. In addition NMCOG continued its traffic counting program taking over 100 traffic counts annually. In 1995 many counts were taken in Billerica. This data is incorporated into a traffic count book and map series which is distributed to local officials each year.

The staff continues to work with the Town of Billerica and the Massachusetts Highway Department to advance several key projects of importance to the Community. These projects include replacement of several bridges and improvements to Concord Road.

The Council continues to provide assistance to the Lowell Regional Transit Authority in areas such as, obtaining Federal capital and operating funds, marketing to improve ridership and revenue, statistical monitoring and reporting, and direct assistance with projects such as the Gallagher Terminal Expansion aimed at improving operating efficiency and financial viability. The NMCOG is currently assisting the LRTA and the Town of Billerica in developing plans to expand and improve the commuter rail parking facilities at North Billerica with the cooperation of the MBTA.

The NMCOG recently assisted the Town of Billerica in applying for and receiving federal monies through the Department of Housing and Urban Development. The grant will provide funding to identify ways in which communities such as Billerica can deal with the fiscal impacts of defense cutbacks.

The Council, with the assistance of LoLaw Transit Management, Inc., monitors ridership trends for the Lowell Regional Transit Authority. The Billerica Road Runner continues to be a successful service with 13,100 riders in FY'95. Additionally, 12,159 persons took advantage of the fixed route bus service offered by the LRTA in FY'95, a 10.2% decrease over FY'94.

The Council performs a statutory review role for those projects that come under the purview of the Massachusetts Environmental Policy Act, that is, those projects whose environmental impacts are deemed to be significant and/or require State or Federal permits or funding.

The Council continues to provide demographic information and technical assistance to its member communities who request such. Billerica residents should feel free to contact Council staff who will be glad to either answer their questions or to direct them to the proper source of information.

Respectfully submitted,

Arthur L. Doyle, Councillor, Representing the Billerica Board of Selectmen
Lawrence Bavis, Councillor, Representing the Billerica Planning Board
Ann M. Mulchay, Alternate

PLANNING BOARD

To the Honorable Board of Selectmen and the Town Administrator.

The Planning Board had a busy and productive year in 1995. Besides reviewing and ruling on several Subdivisions and Site Plan approval requests, the board managed to initiate a number of amendments to the Zoning By-Laws.

In the spring the board welcomed newly elected Lawrence Bavis and Donna Doucette to the board. John L. Noonan was voted Chairman, Robert C. Norman, Vice Chairman and Donna L. Doucette, Secretary.

In 1995 the Board received ten preliminary subdivision plans, eight were conditionally approved and two were withdrawn. The board received five definitive subdivision plans and one was held over from 1994. Five of the definitive subdivision plans were approved with conditions representing 99 residential lots. One was held over into 1996.

The Planning Board received no requests under the Site Plan Special Permit provision of the Zoning By-Law. As a rule, any new construction or addition to any commercial or industrial building with more than 5,000 sq. ft. of gross floor area is required to obtain a site plan approval from the Planning Board.

The Board received several requests for modification or waivers to previously approved definitive subdivisions and site plan special permits.

The Board ruled on 29 Approval Not Required (ANR) plans in 1995. ANR plans represent a division of lands into lots each with sufficient frontage and adequate access on either 1) a public way, 2) an approved subdivision street or either 3) a road in existence prior to subdivision control which by law exempts them from the subdivision approval process.

The Board considered several requests for Bond Releases, Permission to Return to the Board of Appeal, Scenic Road Permits and Bond Acceptances. We held public hearings for seventeen proposals to amend the Zoning By-Law or to rezone land.

The Board proposed five Zoning By-Law amendments of their own for town meeting consideration. Two dealt with amendments to the requirements for residential cluster developments. These helped to guarantee that cluster subdivisions are developed in a manner which is compatible with existing housing. Another updated the definition of lot frontage and another clarified the requirement for fire lanes in the Garden Style Apartment and Townhouse District. The last set up provisions to allow for the development of elderly housing developments at appropriate locations.

We would like to express our appreciation to the Director of Planning Peter D. Kennedy and Secretary Barbara Norman and the many Departments with which we work.

The Board and staff are available to any individual who may need assistance with any matter concerning the Planning Board.

Respectfully submitted,

John L. Noonan, Chairman
Robert C. Norman, Vice Chairman
Donna L. Doucette, Secretary
Ruthanne A. Bossi
Marie P. Blanchette
Dianne Bonnell
Lawrence P. Bavis

POLICE DEPARTMENT

I hereby submit my annual report of the Billerica Police Department for the year ending December 31, 1995.

There were a total of 759 persons arrested on 1,077 charges. The department responded to 18,000 calls for service. There were 6,575 citations written resulting in a combined revenue from those paid and fines received of $204,004.00. A total of 315 parking tickets were issued resulting in $3,825.00 in assessments. There were 657 property damage, 215 injury, 2 pedestrian, and 6 fatal accidents.

During 1995 the department received over one third of a million dollars in grants. During 1996 we will begin to benefit from the new hires of this year who will have completed the required training by that time. Emphasis will continue to be placed on community policing initiatives and traffic education and enforcement. The department is now posting various information on the Town's internet site that will be periodically updated.

Respectfully,

Paul W. Matthews
Chief of Police

SUMMARY ACTION CODE TOTALS

A	B	C	Total	UCR	Grp	Description
7	63	182	252	552	D	209A Service
16	66	46	128	91A	EF	911 Abandoned Call
3	1	15	19	91F	E	911 Fire Transfer
0	7	16	23	91I	EF	911 Interrupted Call
0	2	1	3	91S	EF	911 Silent Call
3	3	7	13	91T	E	911 Transferred Call
14	9	27	50	700	A	Alarms-Commercial
590	648	724	1962	705	A	Alarms-False/Unfounded
3	3	7	13	703	A9	Alarms-Fire
7	3	1	11	704	A	Alarms-MV
2	20	12	34	701	A	Alarms-Residential
34	25	23	82	702	A	Alarms-School
19	45	28	92	441		Animal Control-All Others
37	74	74	185	440		Animal Control-Dog Complaint
10	9	10	29	300		Arrest-Adult
10	22	44	76	306		Arrest-BPD Warrant by other PD
17	32	28	77	308		Arrest-BPD Warrant by this PD
0	4	2	6	301		Arrest-Juvenile
25	23	20	68	307		Arrest-Warrant from other PD
0	1	0	1	200	9	Arson Offenses *
8	28	57	93	13A	9	Assault-and Battery *
0	2	4	6	13C	9	Assault-Intimidation *
2	4	16	22	13B	9	Assault-Simple *
2	4	9	15	23Z		Attempt to commit a crime
3	18	26	47	007		Bicycle (Stolen or recovered)
8	31	27	66	225	9L	Burglary of MV or Trailer
28	68	81	177	220	9L	Burglary/B&E *
189	61	232	482	008		Check of area or building
23	62	58	143	009		Check on persons well-being
1	12	2	15	90A		Checks-bad *
3	8	4	15	90X	9	Child abuse/neglect *
0	0	1	1	427		Complaint against officer
0	0	1	1	2	250	Counterfeiting/forgery *
0	1	3	4	90C	9	Disorderly conduct *
86	53	273	412	90M	9	Disperse persons
37	2	42	81	143	9	Disturbance-bar/lounge

A	B	C	Total	UCR	Grp	Description
3	18	15	36	148	9	Disturbance-civil/non-family
74	128	212	414	147	9	Disturbance-domestic
33	28	82	143	142	9	Disturbance-fight
158	68	324	550	140	9	Disturbance-general
78	2	83	163	141	9	Disturbance-house party
7	37	56	100	145	9	Disturbance-neighbors
0	0	1	1	144	9	Disturbance-riot
3	36	56	95	90Y	9D	Domestic-abuse/209A violation *
1	5	18	24	90F	9D	Domestic-abuse/neglect *
4	4	10	18	90E	9D	Domestic-drunkenness *
5	3	4	12	006		DPW Call out-state
37	31	35	103	425		DPW Call out-town
0	1	1	2	35B	9	Drug equipment violations *
3	12	19	34	35A	9	Drug/narcotic offenses *
5	23	15	43	431		Dumping-illegal
1	3	1	5	555	9	Escapee
0	1	1	2	20E	9	Explosion
2	4	4	10	20C	9	Fire-commercial
5	12	12	29	20N	9	Fire-notified fire dept.
3	12	16	31	20R	9	Fire-residential
12	18	17	47	20V	9	Fire-vehicle
7	15	27	49	20W	9	Fire-woods/grass/other
3	1	25	29	20F		Fireworks complaint
1	3	0	4	26A		Fraud-conf game/swnd/flse/prt *
0	1	2	3	26B		Fraud-credit card/auto teller *
0	1	0	1	26C		Fraud-impersonation *
1	8	3	12	20G	9	Gas odor
10	11	21	42	146	9	Gunshots reported
0	1	2	3	20H	9	Hazardous Material
0	10	2	12	437	9	Health-public health problem
0	1	0	1	411		Intelligence-criminal
1	5	6	12	412		Intelligence-drugs
6	6	25	37	314	9	Intoxicated person/no pc=xport
1	6	6	13	590		Juvenile matter-other
2	30	22	54	90K	9D	Keep the peace-domestic
0	0	2	2	100	9	Kidnapping-abduction *
0	6	8	14	101	9	Kidnapping-spousal/custody dis
12	157	113	282	23H	8L	Larceny-all others *
9	8	10	27	23X	9L	Larceny-attempted
11	38	32	81	23F	9L	Larceny-from M/V *
0	1	1	2	23A	9L	Larceny-pickpocket *
0	1	1	2	23B	9L	Larceny-purse snatching *
1	25	40	66	23C	9L	Larceny-shoplifting *
0	2	2	4	23E	9L	Larceny-theft from coin op mch *
4	17	7	28	23D	9L	Larceny-theft from building *
7	12	16	35	23G	9L	Larceny-theft M/V part/Acces *
0	0	2	2	90G	9	Liquor law violation *
3	22	10	35	005		Lockout
0	0	1	1	90B	9	Loitering/curfew/vagrancy *
2	27	18	47	422		Lost & found
1	2	2	5	186	9	Medical-assist back to bed
0	3	0	3	185	9	Medical-drowning near/actual
216	550	463	1,229	180	9	Medical-general
1	8	17	26	184	9	Medical-mental health
1	3	4	8	181	9	Medical-overdose

A	B	C	Total	UCR	Grp	Description
1	4	6	11	183	9	Medical-prisoner sick/injured
0	5	6	11	182	9	Medical-sudden death
0	0	1	1	320	9	Medical-suicide/attempt in cell
6	4	12	22	322	9	Medical-suicide/attempt
0	1	0	1	323	9	Medical-suicide/death
2	8	5	15	913		Meet officer/unit
0	0	11	11	429		Minors w/alcohol
3	15	5	23	000		Miscellaneous
6	8	13	27	10A		Missing person-adult
9	20	35	64	10J		Missing person-Juvenile
0	6	5	11	105	9	Missing person-small child
0	1	0	1	10C		Missing person-cancel
26	36	39	101	423	9	Mutual aid
4	0	1	5	167	9	MV-accident fatal
2	15	11	28	164		MV-accident hit-run/not invest
1	2	3	6	162	9	MV-accident hit-run/pers inj
13	49	69	131	163	9	MV-accident hit-run/prop dam
154	376	318	848	160	9	MV-accident not investigated
37	63	58	158	161		MV-accident not investigated
1	6	6	13	168	9	MV-accident pedestrian involve
4	3	8	15	165	9	MV-accident/dam-police cruiser
0	3	0	3	169	9	MV-accident/school bus
1	1	0	2	166	9	MV-accident/town veh-non police
15	42	20	77	173		MV-gen abandoned
134	148	150	432	172		MV-gen disabled
0	15	13	28	175		MV-gen lockout
9	5	4	18	174		MV-gen repossessed
9	30	10	49	170		MV-gen towed by police
0	3	1	4	171		MV-gen towed by private party
227	214	386	827	176		MV-gen traffic violation
5	59	72	136	177		MV-mini bike/ATV/snow mobile
34	52	52	138	240	9	MV-theft *
3	63	28	94	24P		MV-theft/plate only *
1	5	3	9	24Q		MV-theft/recovered plate
9	29	17	55	24R		MV-theft/recovered veh
315	13	16	344	010		NEMLEC radio check
21	52	40	113	002		Notification made/MSG left at
29	16	18	63	421		Open door/window-business/resid
10	4	14	28	90D	90	Oui-alcohol or drug
2	5	7	14	914		Parking comp-general
0	2	0	2	912		Parking comp-handicap
7	0	4	11	310		PC-adult
0	0	2	2	90H	9	Peeping Tom *
12	110	92	214	155		Phone calls-harassing
1	7	5	13	156		Phone calls-obscene
1	2	0	3	001		Phoney call
0	0	1	1	90P		Phoney ID/possession or use
0	5	0	5	91P		Pistol permit
13	29	23	65	430		Police information
2	14	20	36	910	9	Police-general req for
0	1	1	2	370	9	Pornography/obscene material *
6	5	10	21	432	9	Power failure
1	94	84	179	003		Prisoners provided with meal
1	0	7	8	120	9	Robbery *
0	1	0	1	808		Roster-detail assignment

A	B	C	Total	UCR	Grp	Description
0	1	0	1	805		Roster-officer in training
0	1	0	1	804		Roster-officer injured
367	367	362	1,096	801		Roster-shift assignments
3	14	27	44	901		Runaway (Child/adult) *
0	1	1	2	428		Safe keeping property
0	8	215	223	004		Selectmans papers delivered
0	1	0	1	11E	9S	Sexual force-fondling juvenile
1	1	2	4	11A	9S	Sexual force-rape *
0	0	1	1	36C	9S	Sexual non force-assault child
2	5	2	9	36E	9S	Sexual non force-exposing
0	2	1	3	36Z	9S	Sexual non force-other
0	4	1	5	152		Solicitors/door-door salesman
0	2	0	2	20S	9	Spills-chemicals/fuel
0	0	2	2	28F	9	Stolen prop-firearms
1	18	5	24	280		Stolen prop-general *
0	17	7	24	281		Stolen prop-recovered
7	241	255	503	551		Summons service
435	162	302	899	151	9	Susp activity-motor vehicle
187	161	250	598	150	9	Susp activity-persons
0	4	3	7	600	9	Threats-bomb *
2	31	41	74	601	9	Threats-simple *
0	9	22	31	602	9	Threats to kill
0	0	1	1	450	9	Town bylaw-commons/park/plygd
1	5	2	8	451	9	Town bylaw-other
0	4	1	5	452	9	Town bylaw-public drinking
0	1	0	1	432		Town property damaged
3	8	10	21	813		Traffic control assignment
40	114	75	229	178		Traffic hazard
73	44	35	152	426		Transport-money/persons
3	184	3	190	436		Transport-prisoner to court
2	9	4	15	90J		Trespass real property *
110	257	182	549	290	9	Vandalism-destruc/damage prop *
11	29	11	51	553		Warrants-attempt to serve/utl
0	0	1	1	433		Water ban
0	1	2	3	520	9	Weapons law violation *
0	0	10	10	52B	9	Weapons-BB gun violation
0	3	0	3	52H	9	Weapons-illegal hunting
0	1	0	1	52T		Weapons-improper target practice
1	4	1	6	52F		Weapons-turned in
3	31	21	55	435	9	Wire down
0	1	0	1	90Z		Y-other CL B offs [for ucr] *
4,310	6,239	7,545	18,094		Totals	
4,270	6,217	7,521	18,008		Total calls for service	

SUMMARY ARREST CHARGE CODE REPORT

Totals	Chg Cd	Statute	Description
1	6170	265-15A	A & B by dangerous weapon
1	6090	265-13D	A & B on a Police Officer
3	4000	common law	Affray
1	0	268.015.1	Aiding escape prisoner
66	6050	265-13A	Assault & Battery

Totals	Chg Cd	Statute	Description
13	6200	265-15B	Assault by dangerous weapon
5	1190	90-23	Attaching plates to a MV
3	9690	274-6	Attempt to commit a crime
12	2100	266-18	B & E day w/ int to com. fel
3	2070	266-16A	B & E day w/int to com. mis
9	2050	266-16	B & E night w/ int. to com. fel
1	2060	266-16A	B & E night w/ int. to com. mis
2	205A	266-16A	B & E night/motor veh
1	9650	269-14	Bomb scare, communicating
1	2140	266-114	Breaking glass in a bldg.
1	2020	266-15	Burglary unarmed
6	016	119-54	CHINS — Child In Need Service
2	9009A	266-87	Concealing leased property
5	8320	91-40	Consp viol. cntrlld sub laws
1	9160	119-63	Contr delqncy of a child
16	4010	272-53	Disorderly person
16	4020	272-53	Disturbing the peace
1	7080	269-12E	Dschg f/arm wi in 500' bldg
1	1660	90-26A	Fail rep. addr./name chg. reg
3	1690	89-1	Fail to keep right
17	1220	90-25	Fail to stop for police-MV
1	3370	267-1	Forgery
3	903A	276-20R	Fugitive from justice
3	910A	268-34	Give false name to police off
2	122A	90-25	Giving false name to pol off
1	8230	94C-34	Illgl poss class B subseq of
9	8220	94C-34	Illgl poss class B substance
1	8250	94C-34	Illgl poss class C subseq of
8	8260	94C-34	Illgl poss class D substance
1	8280	94C-34	Illgl poss class E substance
1	6060	265-13B	Ind A & B child und 14
1	2030	266-16	Inj. a dep. of valuables
1	109B	90-20	Insp. fail by own MV inspctd
2	3230	266-37	Larc. by check (variable)
3	3090	266-28	Larc. of a MV or trailer
5	3240	266-37B	Larc. of credit card
3	3110	266-30	Larc. of prop., $250 or less
22	3130	266-30	Larc. prop. over $250
2	3120	266-30	Larc. prop. $250 or less (var)
2	3040	266-20	Larc., bldg., sho., vessl, RRCAR
2	3060	266-25	Larceny from a person
1	3150	266-30	Larceny of a firearm
1	630	90-24	Leav scene aft inj. no death
8	620	90-24	Leav scene after prop damage
1	9730	272-16	Lewd, open & gross
7	9440	138-34C	Liq. minor trnsprt/carry
1	5090	266-127	Mal destr prop $250 or less
8	5080	266-127	Mal destr prop over $250
3	1270	DPW4-1	Marked lanes violations
1	1640	90-24B	MV doc. U.S. fls. stolen. etc.
57	1160	90-23	Oper MV after lic. suspended
2	1140	90-10	Oper MV contrary lic restric
1	1070	90-6	Oper MV fail display plates
4	610	90-24	Oper MV neglig. to endanger
1	1090	90-20	Oper MV owner W/O insp stick

Totals	Chg Cd	Statute	Description
2	600	90-24	Oper MV reckless to endanger
2	57B	90-24L(1)	Oper MV Un-infl liq & neglig
1	57C	90-24L(1)	Oper MV un-infl liq & reckl
12	410	90-24	Oper MV un-infl liq 2nd off
3	420	90-24	Oper MV un-infl liq 3rd or S
2	42A	92-24	Oper MV un-infl liq 4th or S
42	400	90-24	Oper MV un-infl of liquor
29	1110	90-10	Oper MV W/O being licensed
1	163A	90-7	Oper MV W/O lights
11	1180	90-23	Oper MV-aft lic revoked DWI
20	1170	90-23	Oper MV-after lic revoked
17	1240	90-34J	Operating an uninsured MV
20	1100	90-9	Operating an unregistered MV
6	3290	266-49	Poss Burg. tools
6	8020	94C-32A	Poss class B W/int to distr
2	8040	94C-32C	Poss class D w/int to distri
1	801A	268-28	Poss cont sub W/int del prison
1	8000	94C-27	Poss hypo syringe, needle
2	3340	266-139	Poss of MV W/ alter numbers
124	010	PC	Protective custody
2	901A	Town Bylaw	Public Drinking
2	3310	266-60	Rec'g stolen prop $250 more
5	3300	266-60	Rec'g stolen prop $250 less
6	309A	266-28	Rec'g, buying, etc stolen MV
5	1310	DPW4-10	Red light viol. state hgwy
1	1650	90-25	Refuse to prod. lic or regis
20	3160	266-30A	Shplftg by asport. of merch.
7	3170	266-30A	Shplftg by concealing merch.
11	1400	90-17	Speeding
1	508B	266-126B	Spray paints or "Tags"
4	1320	DPW4-11	Stop sign viol. state hgwy
6	6430	275-2	Threatening to commit a crime
1	9270	131-58	Town by law art 6 sec 7
7	8130	94C-32E	Traffic in cocaine
8	2160	266-120	Tresp. land, dwell, house, etc.
4	6270	265-19	Unarmed robbery
5	640	90-24	Unauthorized use of MV
1	10000	90-24A	Use of M/V in comm of felony
1	8180	94C-33	Utter a false prescription
5	955A	20834C	Viol. dom protective order
13	9550	209A-7	Viol. of protective order
2	5060	266-127	Wanton destr. prop over $250
296	015	Various	Warrant arrest
1,077	<report totals>	# indiv arrested: 759	

Sex

Male = 647
Female = 112
Ukn = 0

Race

White = 699
Black = 23
Ind Am = 1
Asian = 14
Ukn = 22

Age

Adult = 704
Juven = 55
Ukn = 0

DEPARTMENT OF PUBLIC WORKS

To the Honorable Board of Selectmen:

In 1995 the Department of Public Works continued in its efforts to improve and expand services provided by this Department to the townspeople of Billerica. These services include the maintenance and repair of streets, parks, water distribution and wastewater collection systems, and the treatment of drinking water and wastewater at our treatment facilities.

Several State funded Transportation projects were undertaken in 1995 including construction of long planned traffic safety improvements at Boston Road/Tower Farm Road and replacement of the Gray Street bridge over the B & M railroad.

Road improvement projects were initiated utilizing the newly acquired Pavement Management Computer Program in 1995. Resurfacing and crack sealing work was performed on several streets townwide and extensive additional work is planned for 1996.

Engineering and design work has started on Cook Street and Alexander Road leading to reconstruction projects for each street funded by the State and Federal transportation agencies under the Federal Intermodal Surface Transportation Act.

Work continued on plans to install ozone generation equipment at the Water Treatment Facility to alleviate water quality problems associated with high manganese levels in the Concord River. It is anticipated that construction of the proposed plant modifications will commence in Spring 1996.

Lateral sewers were constructed in 1995 in the Ranlett Grove area and design work was initiated on several sewer collection system expansion projects in 1995. Designated as Contracts 28 and 29, these projects are funded through a local authorization for $6,000,000. Construction will begin in 1996 in areas throughout town including the Kennedy School area, Forrest Park, Pinehurst, Governor's Park, Skyline Drive and areas in East Billerica adjacent to George Brown Street. Most of the construction activity will occur in '996.

I would like to thank all Boards, Committees, and Town Agencies for their cooperation in 1995. Also, I would like to express my appreciation to all Department of Public Works personnel including all division heads and office staff for their faithful service.

Reports by individual Department of Public Works division heads follow.

Respectfully submitted,

Richard A. Bento, P.E.
D.P.W. Director

ENGINEERING DIVISION

During 1995 the Engineering Division designed the gravity sewer system for the Ranlett Grove area. Construction of the sewer main was completed in the Fall and abutters are currently hooking up to the new sewer.

This year was a very exciting year for road improvements as the Town appropriated funds for the newly implemented Pavement Management Program. Under this program, Lowell Street and Call Street were overlaid and crack sealing and patching of several streets was started.

We also continued the reconstruction of Allen Road phase III and completed the Sewer System Rehabilitation project in addition to our regular inspection services and standards enforcing for construction, not only for Town constructed projects but also for Subdivisions and construction of "paper streets" in general.

Mosquito Control project coordination in stream and culvert cleanings was part of our duties during this past year, in addition to coordination of the Mass Highway projects in Route 4 and Route 129.

We continued to provide the usual services to the public and consultants including: copies of maps, bench mark information, sewer stubs location etc.

Sincerely,

John G. Sanchez, P.E.
Town Engineer

HIGHWAY DIVISION

During 1995, the Highway Division strived to provide necessary services, to the townspeople of Billerica.

This Division is responsible for 1,100 plus streets; maintains, gravel and grade; drainage, drainage repairs, cleaning of catch basins, cleaning of brooks and culverts, road resurfacing, road sweeping, cutting shoulders, patch repairs, traffic lights, signage, curbing, and guard rails.

Catch basins were cleaned in most areas and culverts that needed attention were checked and cleaned. Drainage and catch basin repairs were made on many streets.

The Highway Division was responsible for the following work performed during 1994:

1. Drainage Projects:

Nashua Road	Gilman Road
Allen Road	Salem Road
Handel Road	Floyd Street
Queensland Road	Yale Street
Treble Cove Road	Perrault Street
Kingston Street	Canterbury Street
Arcadia Road	Blackstone Avenue
Tomahawk Drive	Mixon Brook Avenue

2. Cleaned over 950 Catch basin's.
3. Rebuilt 232 Catch Basin's.
4. Painted all crosswalks and traffic lines.
5. Painted several traffic arrows and islands for directions.
6. Dredged several storm water channels.
7. Carried out street sweeping operations for 8 months.
8. Participated in recycling program.
9. Managed townwide waste oil collection program and collected over 5,000 gallons.
10. Continued a guardrail program.
11. This year we were able to launch a full scale effort for a street sign program and installed 572 various street sign's.

The Division also assists the Police Department, Fire Department, and Civil Defense in emergencies; also picks up rubbish illegally discarded and to slow the illegal dumping the Division has blocked off more areas of Town.

Other routine work performed included road patching, storm pipe cleaning, road grading, and snow plowing.

Cooperative efforts were achieved with the Billerica Plan for Green-Up Day, and the Recycling Committee for the recycling program, which were both successful programs.

The Motor Equipment Repair section of the Highway Division has performed exceptionally well in keeping the D.P.W. equipment and vehicle fleet in working order. Increased pressure has been placed on this section due to the aging condition of many of the fleet's vehicles.

The Highway Division is continuing its own asphalt resurfacing and patching program and is still patching the excavation sites for the Water Division.

Through an aggressive street opening permit process we are able to protect the integrity of our roads. Many streets were paved through the Town sewer program.

The Highway Divisions clerical position is involved in the Towns budget, bid process, processing invoices through the Towns new computer system for payment to vendors, maintaining snowplow contractors call list and processing payments to them, dispatching, ordering of sand, salt, hottop, etc. Keeping records on all highway personnel and submitting their weekly payroll. Routing incoming calls and answering residents questions and logging their complaints.

I wish to thank all the members of the Highway Division including the Foreman and office staff; also all other Division Heads and other Town Departments.

Respectfully submitted,

David McLaughlin
Highway Superintendent

WASTEWATER DIVISION

During 1995, the Letchworth Ave., Wastewater Treatment Facility continued to operate within its NPDES requirements, recycling its biosolids (sludge) through the composting operation into an exceptional quality material, which can be used by landscapers, top soil dealers, garden centers and nurseries, along with the local homeowners for their own beneficial use.

The construction of sewer Contract 28A was started in 1995. Final paving and landscaping will be completed in the Spring of 1996. There were 389 residential sewer permits issued to be connected to the Town's collection system.

The Letchworth Ave. Treatment Plant average daily flow on a monthly basis for 1995 expressed in million gallons per day (mgd) are as follows:

January	3.106	July	1.937
February	2.677	August	1.909
March	3.010	September	1.928
April	2.505	October	2.336
May	2.331	November	3.042
June	2.181	December	2.851
Average Daily flow		2.484 MGD	

The Treatment Plant staff completed the construction of two pilot systems in 1995. Both systems enable the facility to properly meet its N.P.D.E.S. permit limits. The first was for dechlorination. The second system installed is for ammonia reduction in the plants effluent. Hopefully

in 1996 we will be able to construct permanent dechlorination and ammonia reduction operations at the Letchworth Ave. Facility.

The pretreatment section of the Wastewater Division during 1995 issued notices of violation to six industries. The monetary fines issued to one industry totaled $2,000.00.

In 1995, the Letchworth Avenue WWTF received and treated approximately 907 million gallons of influent wastewater. Over 600 dry tons of sludge were removed from the wastewater. Ninety five percent (95%) of the sludge was composted at the site, 5% was transported to the Upper Blackstone WWTF in liquid form for further processing. A tabular summary of the sludge production and end product (compost) distribution is given below:

Total Quantity	Description	Units
Total wastewater flow to WWTF	Gallons X 10	907
Total sludge removed from process	Dry Tons	639
Total sludge trucked to Upper Blackstone WWTF	Gallons X 10	135
	Dry Tons	22
Total sludge composted	Dry Tons	617
Bulking agent added (wood ash)	Dry Tons	1,120
Total compost produced/sludge and Bulking agent	Dry Tons	1,737
Distribution/Reuse of Composted sludge:		
Commercial Use	Cu. Yards	5,702
Residential Use	Cu. Yards	364

During 1995, the Pretreatment section completed all required inspections and contacted many new and existing local industries for classification purposes. A 308 review conducted during the summer of 1995 indicated that the Town of Billerica is in compliance with all regulatory requirements imposed by the EPA and the DEP.

I would like to thank all the Wastewater Treatment Plant personnel for all their help in the past year, along with all other Department of Public Works Divisions.

Respectfully submitted,

Arthur Malcuit,
Superintendent of Wastewater

TREE AND PARK DIVISION

During 1995 the Tree Division's Maintenance activities consisted of grass cutting and fertilizing on all playgrounds, squares, and the Town Common. This Division maintains approximately 55 acres of land, including:

(1) Football field
(1) Practice field
(50) Veterans Squares
Kids Konnection Tot Playground
(9) Ballfields
(9) Tennis courts
Viet Nam Park

The Park and Tree Division assisted contractors in most of the month of November preparing the Common for the Town's annual tree lighting ceremony. This has become a tremendous success with over 1,000 people in attendance this year. A total of 121 trees were removed due to public endangerment or death of the tree.

On behalf of this Division and its employees, I would like to thank the various Town Departments, D.P.W. Divisions, the Garden Club, residents, and business owners of Billerica for their continuing cooperation in once again making the Christmas event such a wonderful success and also for their assistance during the past year.

Respectfully submitted,

Neville A. Rivet, Supt.
Tree and Park Division

WATER DIVISION

During 1995 1,678.4 million gallons were pumped from the Treatment Plant to the Distribution System. The day of the highest pumping occurred on July 23, 1995 with 9.71 million gallons produced. The average day volume was 4.598 million gallons. As a result of Camp Dressre & McKee's three season pilot study of the treatment process, an ozone generating and application system is under design. It is expected that this will substantially reduce the manganese that causes the brown water problem.

The Distribution mains were flushed once in an attempt to diminish the impact of the brown water on our customers. Seventeen hydrants were replaced this year. The 6" and 8" mains that run under Boston Road from the 7.5 MG tank to Innis Drive were replaced with a single 12" main as part of the roadway reconstruction.

The billing operation has been disrupted temporarily by the conversion to the Town's central computer system. Normal billing operation is gradually being restored.

The backflow device testing has begun to establish good results.

Respectfully submitted,

John McGovern
Water Superintendent

RECREATION COMMISSION

Billerica's Recreation Department plays a central role in defining the Town's quality of life. Recreation has become the common ground upon which people from all neighborhoods and backgrounds gather to participate in the life of the community. Our recreational, educational and cultural programming reflect the diversity of our community.

The primary directive of the recreation department is to offer free or low cost recreational programs, special events and trips to the citizens of Billerica. These recreational offerings range from pre-school programs for the very young to week-end trips which are popular with adults of all ages. Director Joe Higgins, Ass't Director Peggy Hannon-Rizza and the staff take justifiable pride in the quality of these programs and endeavor to enhance the programs in an ongoing effort to provide our residents with interesting and rewarding recreational activities.

We continue to work toward full permitting of all fields and facilities in our drive for multi-purpose year round recreation. Consistent with this goal, we also maintain routine inspections on fields and playgrounds for playability and safety. While we look to become more active in the maintenance of facilities through use of the House of Correction work crews, we still have to rely on friend's groups such as "Billerica Recreation for All, Inc." and youth sports organizations to assume a somewhat disproportionate share of the financial responsibility for maintaining playgrounds and fields.

A continuing goal of the Recreation Commission is to identify and secure a permanent facility in which the Recreation Department can plan and offer low cost year round programs. Billerica deserves to have a vibrant and effective facility in which the recreation department and community organizations can offer affordable year round activities. Currently, we must rent school facilities to run recreation programs for the citizens of Billerica or rely on the generosity of local businesses or civic organizations.

Volunteers play a critical role in enabling the department to achieve it's goals. They provide a variety of opportunities and supports to participants in our programs. The Recreation Department continues to receive financial and in-kind assistance from the business community which has allowed us to continue to offer activities for the enjoyment of our citizens, commuters and visitors. We are looking to continue our public/private partnerships in order to maintain and improve the rich diversity of programming which help to make our community special.

Over this past year, as we have over prior years, the Recreation Department has made over one hundred activities and trips available for citizens of all ages. Many of these programs, such as the summer parks, the beach, integrated summer camp and several trips, experienced their best years in terms of accomplishments and quality. Some of the more significant happenings of this year include:

Yankee Doodle Homecoming: The Recreation Department takes particular pride in its continuing efforts in organizing and participating in the fifth annual Yankee Doodle Homecoming. It was a "Town-Wide Community-Spirited" event concluding with the spectacular fire works display on Saturday evening. The scope of the town-wide participation included:

Fraternal Organizations donating facilities for dancing and eating; Churches holding open houses and community suppers; School dances, parade floats, marching units and school based events; Community organizations and youth sports groups running demonstrations, activities and concession stands; and Business and organizations through their financial generosity helping to sponsor the many events and activities.

While many people and organizations can take pride in and deserve thanks for their efforts in this event, special recognition for its success has to go to the various Town departments whose members volunteered their time and expertise prior to and over the weekend to perform many of the functions necessary to support the "Homecoming". These departments include the Board of Health, Fire, Police, Public Works, Schools and Shawsheen Tech.

Breakfast with Santa: This breakfast was co-sponsored by Billerica Recreation for All with the proceeds going to support recreational programs and the Kids' Konnection playground. In addition to the hot breakfast of pancakes, sausages and eggs, each child had balloons, face painting and a photo with Santa. Nearly 400 youngsters had their pictures taken with Santa. Special thanks for the success of this event must be given to the Irish American Club for donating the use of their facility, the dance band "Memories" for both their music and patter, and of course Mr. and Mrs. S. Claus.

Health and Recreation Day: Over 3,000 people attended the third annual Health and Recreation Day in April. This event was co-sponsored by the Board of Health, The Billerica Plan and the Recreation Department. This event featured displays, demonstrations, health screenings and

information which were made available to the public by the participating health, recreation and community groups.

Earth Day: A day to focus on the passive recreation areas that the town has to offer.

Easter Egg Hunt: Our third annual Easter Egg Hunt was held at the Irish American Club with the eggs hidden among hay strewn over the parking lot. Over 200 children, ages 2 and up, participated in the festivities and had their pictures taken with the Easter Bunny.

Hershey Track and Field Meet: This meet, held annually by this department for the youth of Billerica, has traditionally been one of the largest local meets in the state and this year was once again one of the largest in the country.

Our Winter program featured Indoor Lacrosse, Indoor Soccer, Baseball Dome Ball, Floor Hockey, Gymnastics programs and "Kid's Club" a pre-school program.

A new program that was particularly successful was the Spring & Fall Street Hockey tournaments which was open to children of all ages and held during vacation weeks and holidays.

Manning State Park: We have upgraded the wading pool and fitness trail, providing an ideal area for some of our pre-school programs and fitness buffs. Special thanks to those who donated their time and money.

Micozzi Beach Day: Great area for summer fun—Swim lessons, concerts, game-days, picnics, ice cream sundae days, and beach volleyball filled the summer air at Nuttings Lake.

Dog Days Recreational Golf Tournament: The fourth annual "Dog Day Golf Tourney", co-sponsored with the Boys and Girls club was held in August at the Billerica Country Club. The number of enthusiastic pairs teeing off in the second installment of this tournament once again made it an unqualified success ensuring a continuation of this event.

NYSCA: Under the auspices of the National Youth Sports Coaches Association, the Recreation department offers certification and training to all youth sports coaches. These clinics continue to offer new and innovative aspects of coaching for volunteers. We are fortunate that our youth organizations are very supportive of this program. For the last couple of years, Billerica has certified more coaches than any other town (over 400) in our district and has become the NYSCA District office for this part of the state. This program is particularly important to the community in that it provides an opportunity to ensure quality supervision and coaching of our youth in the various sports programs.

The Recreation Department in its efforts to continually improve and enhance the quality of community resources has several major projects underway including: the preservation of open lands for recreational use; turning old rail-road track beds into jogging/bicycle paths; and the continued development of new and innovative programs. Over the past year, this effort has resulted in several notable enhancements to our recreational resources: the new soccer/lacrosse field at the Locke; the $10,000 grant to continue the feasibility study for the conversion of the abandoned rail bed into the "Yankee Doodle Bikeway;" and the acquisition of the Vietnam Veterans Park.

The Recreation Commission would like to express its thanks to the Parks, School and Water Departments for their continued cooperation, Arts Council and Elks for their monetary support, and most of all to the many volunteers that make all of these programs not only possible but unquestionable successes.

Respectfully submitted,

Donald R. Donati, Chairman

RECYCLING COMMITTEE

The 1995 curbside recycling showed an increase over 1994 by 524,520 lbs. Our combined recycling totals for 1994 was 4,255,640 lbs. This amount is small for a Town the size of Billerica. We must recycle more. The more we recycle, the more we save on our trash collection cost and the more we save on the environment. The leaf pick up will again be in May and November '96. The drop off collection at the DPW took place every third Saturday of the month between 9:00 a.m. and 1:00 p.m. Totals for the year were 1,767 tires, 192 batteries and 2,682 gallons of waste oil. The Board of Health issued 950 stickers for white goods removal. The Recycling Committee voted to stop collections for the months of November and December 1996 and January and February 1997. However, the waste oil drop off will continue every month.

Article 52, Composting District article, was passed by Town Meeting on May 18, 1995, but to date there is no site for composting. The hazardous waste collection on October 14, 1995 was a great success. I want to thank the Board of Health Director, Jack Morris, the League of Women Voters, the Recycling Committee and the DPW for a job well done. Billerica is now part of an Ecology hot line called E-Call. This is a tape recorded recycling message hot line. The number is 1-800-800-6881, paid for by the Cabot Corp. for the Town of Billerica.

We have purchased 200 more recycling bins. They can be picked up at the Planning Board Office at a cost of $3.00 per bin.

Respectfully submitted,

Arthur L. Doyle, Chairman

BOARD OF REGISTRARS

The Board of Registrar of Voters submits the following as its report for the year 1995:

The number of registered voters on file for 1995 was 19,902, an increase of 168 voters over 1994 and by precincts the numbers were as follows:

Precinct 1	1,885
Precinct 2	2,036
Precinct 3	1,909
Precinct 4	1,921
Precinct 5	2,044
Precinct 6	2,076
Precinct 7	2,112
Precinct 8	1,927
Precinct 9	1,927
Precinct 10	2,065

As in past years, the Annual Town and School Census was conducted by mail. 12,400 Census forms were mailed during the first week of January with an 88% return. Residents should return the census forms promptly as the information is used for voter list maintenance, school enrollment projections, public service planning, residency purposes, etc.

During 1995, one election was held; the Town Election on April 1, 1995. Special Voter Registration sessions, as mandated by law, were held prior to the election. Ballots were cast by 17.8% of those persons eligible to vote at the Town Election.

The passage of Senate Bill #1824, also known as the "Voter Motor Bill" made sweeping changes in the election process. Passage of this bill allowed persons to register to vote by mail and at many state agencies. It also established a state-wide central voter registry. After months of hard work and perseverance the problems are being resolved and the Voter Registration Information System (VRIS) is becoming a reality.

Donald Lovegrove was re-appointed to a three-year term on the Board of Registrars. This appointment will expire March 31, 1998. Mr. Lovegrove was re-elected as Chairman of the Board.

The Board was saddened by the death of Board Member Joseph M. Burke, Jr. in October, 1995. We appreciate the many years of dedicated service Joseph gave to the Town. He will be greatly missed.

Once again the Board extends their thanks to Senior Clerks Jeannette Rohnstock and Lorraine Balboni for their dedication and hard work in keeping the office running smoothly and efficiently.

Sincerely,

Donald H. Lovegrove, Chairman

RULES COMMITTEE

To the Honorable Board of Selectmen:

The Rules Committee held meetings in April to discuss and vote on warrant articles scheduled for Spring Town Meeting.

There were seven warrant articles under consideration.

In June, the Committee met to elect officers and welcome new members.

Elected Officers:
Dorothy Callihan, Chairman; Lawrence Norman, Vice Chairman, James Haines, Secretary.

New Members:
Precinct 1, Dave Gagliardi; Precinct 4, John McKenna; Precinct 8, Ruthanne Bossi; Precinct 10, Joan McNamara.

The Committee held meetings in September to discuss and vote on warrant articles scheduled for Fall Town Meeting.

The Committee reported upon six articles.

Respectfully submitted,

Dorothy Callihan
Chairman

BILLERICA PUBLIC SCHOOLS

In June of 1993, the Commonwealth of Massachusetts enacted a sweeping Educational Reform Law. This law has had a profound effect upon the Billerica Public Schools.

Each school has an elected School Council comprised of teachers and parents. The School Council reviews the school's budget and advises the Principal on the educational programs in the school.

The State has developed new Curriculum Guidelines for instruction of students at all grades. Billerica staff is working to adopt these guidelines.

There is an aggressive testing program. All students in grades four, eight, ten and twelve are tested on statewide exams. In order to graduate from High School, a student must pass a test of competency and/or proficiency. Student assessment also includes the use of student portfolio, projects, etc.

Effective September 1995, the school day was longer for all students and teachers. This is a direct result of the Time and Learning Regulations of the Massachusetts Department of Education.

The law also emphasizes and encourages the use of technology by students in order to prepare them for adult life in the 21st century.

In response to the many changes, the Billerica schools have begun the following:

Educational Initiatives

- Technology in Education Plan to provide teachers with training to integrate the new technologies into the daily curriculum.
- Classroom Strategies Training to improve the daily teacher/student learning process at all levels for all students.
- A systematic review of the K-12 Curriculum Frameworks as the basis of instruction.
- Assessment of students including standardized testing, Massachusetts Department of Education testing, portfolio assessment, progress reports and report cards.

For 1995-96, the following represented specific areas of concentration:

Specific Areas

- Implement Year II of Technology Plan with specific computer/technology skill instruction for students, and training for staff to integrate use of technology in the classroom.
- New K-5 Mathematics Program.
- Full implementation of Elementary Hands-On-Science instruction.

— Joint Science Education Project for middle schools with Harvard Medical School.

— Curriculum review for Math, Science, Language Arts, and student assessment.

— Separate Preschool Special Education Department to coordinate the Early Intervention Programs of Special Education and BEAM.

— Implementation of new Time and Learning Regulations of the Department of Education.

— Continued operation of Billerica Memorial High School Learning Center.

— Full-time nurses in all elementary schools.

— Dual Enrollment Program — Billerica Memorial High School students taking classes at surrounding colleges.

— Shadowing programs and internships with business community through the Billerica Partners for Education.

— Academic enrichment classes at elementary and middle school.

— Professional Development and retraining in areas of use of technologies, classroom strategies, and curriculum revision, media literacy, and Talents Unlimited.

— Implementation of Conflict Resolution Program at all levels.

— Hard wire connection to the Internet/Worldwide Web for Billerica Memorial High School.

— Continued restructuring of High School Foreign Language classes with use of Foreign Language Laboratory.

— Continued partnership with University of Massachusetts/Lowell and the Kennedy Center for the Performing Arts to promote and integrate education in the arts.

— Continued partnership of BEAM and Department of Public Health.

— Self-supporting (no budget funds) Food Services with no increase in the cost of basic student lunch.

— Self-supporting (no budget funds) Ice Rink generating revenues from ice rentals.

— Capital Improvement projects to continue to keep a stable environment for learning.

STUDENT ENROLLMENT

The projected enrollment for the Billerica Public Schools shows an increase from the period 1992-1993 to 1998-1999. The areas of increase are both the elementary and middle schools. The High School population appears to remain stable during this period. From 1992-1993 and 1998-1999, the student population will increase a total of 5%.

This population growth means the space shortages at the elementary schools will continue and become more acute. The elementary schools do not have adequate space for art, music, libraries, and computer laboratories now, and with an increased number of students will not in the next five years. Town Meeting approved portable classrooms for September 1996.

The implication of the increased elementary population upon the middle schools is based upon the natural premise that elementary children grow to become middle school students. This increased population is a further reason for the need to keep open both the Locke and Marshall Middle Schools.

Year	Total
1992-1993	6,086
1993-1994	6,109
1994-1995	6,128
1995-1996	6,276
1996-1997	6,300
1997-1998	6,350
1998-1999	6,400

RETIREMENTS

Teachers

Maureen Sullivan — 33 years
Elaine Shea — 33 years
Shirley Pearlman — 28 years
Eileen Terrio — 27 years
Barbara Locke — 20 years

Cafeteria

Phyllis Gray — 22 years
Susan Noyes — 20 years

GENERAL ANNOUNCEMENTS

No School Announcement

When it becomes necessary to close schools or delay opening of schools because of inclement weather, the announcements will be carried on WBZ-1030, WEEI-590, WMEX-1150, WRKO-680, WHDH-850 radio in Boston; WLLH-1400 AM, WCAP-980 radio locally; T.V. Channels 4, 5, 7 and B.A.T.V. Cable Channel 56.

These announcements will be made as soon as possible, but normally between the hours of 6:00 and 7:00 A.M. Under no conditions should parents call the Fire or Police Stations. This ties up the lines and could cause a serious problem in case of an emergency.

Pupils are sometimes sent home early from school because of an emergency. Parents should make arrangements with friends or neighbors and give instructions to their children.

ENTRANCE AGE

For admission to Kindergarten, a child must be five (5) years old on or before September 1 of that year. A birth certificate is required of all pupils unless their parents were residents of Billerica at the time of the child's birth.

EMPLOYMENT CERTIFICATES

Employment certificates (working cards) are issued at Billerica Memorial High School, New Addition, Principal's Office. Applications must be made in person and a birth or baptismal certificate must be presented.

SUPERINTENDENT OF SCHOOLS
Dr. Robert J. Calabrese

ASSISTANT SUPERINTENDENT
Business Affairs
Mr. Jerry A. Houghton

ASSISTANT SUPERINTENDENT
Instruction
Dr. John S. Katsoulis

TRANSPORTATION SUPERVISOR
Mr. John D. McKenna

BILLERICA PUBLIC SCHOOLS
365 BOSTON ROAD
BILLERICA, MA 01821
TELEPHONE: (508) 436-9300

SHAWSHEEN REGIONAL VOCATIONAL TECHNICAL HIGH SCHOOL DISTRICT

School Committee Representatives

Elected representatives of the Regional School Committee are: Mark Trifiro and Peter Russo from Bedford; Kenneth L. Buffum, Vice Chairman and Bernard F. Hoar, Secretary, from Billerica; John P. Miller, Chairman, and Alfred Verrier from Burlington; J. Peter Downing, Treasurer, and Patricia W. Meuse from Tewksbury; and James M. Gillis and Robert G. Peterson from Wilmington.

School Committee representation from Bedford and Tewksbury changed during 1995.

Anthony R. Mazzone from Bedford decided to retire and not seek re-election. Mr. Mazzone represented his community for 18 years as a member of the Shawsheen Valley Technical School District Committee. He gave generously of his time and expertise. Elected Chairman by his colleagues in 1983, 1984 and again in 1985, Mr. Mazzone's quality public service included his extraordinary expertise in performance based budgeting, collective bargaining, and capital improvements. During the last renovation project in 1990, Mr. Mazzone coordinated the construction of eight major contractors. Mr. Mazzone was highly regarded for his input in establishing quality vocational/technical programs.

Richard E. Griffin from Tewksbury decided not to seek re-election after representing his community for 21 years on the Regional School District Committee. As a valued Tewksbury educator for thirty eight years, having spent the past twenty-one as Principal of the John W. Wynn Middle School, Mr. Griffin's positive impact at Shawsheen Valley Technical is well documented. Due to his leadership, students attending Shawsheen Tech receive a high quality academic experience providing them the opportunity to attend the college of their choice. By eliminating all study halls, Mr. Griffin ensured students received both a quality high school diploma coupled with a certificate of mastery in their chosen vocational/technical profession. Shawsheen students are accepted at prestigious schools of higher learning including: Boston College, Boston University, Brown University, Syracuse University, and the University of Massachusetts, amongst others primarily because of Mr. Griffin's passion for quality academic preparation. He served the School Committee as Chairman and coordinated the Policy Development Sub-Committee and the Curriculum Sub-Committee for many years.

Shawsheen Valley Technical's reputation as a leader in vocational/technical education was earned in a large way due to the collective thirty-nine years of public service donated by Anthony R. Mazzone and Richard E. Griffin. The School Committee is honored to dedicate its 1995 Annual Report to these two public servants.

Educational Services Provided

Shawsheen Valley Technical is one of twenty-five regional vocational technical school districts in Massachusetts. Eleven hundred fifty six high school students were enrolled in comprehensive vocational/technical programs in October of 1995. The School has experienced a twenty one percent increase in high school enrollment since October of 1992. Over seven hundred adults participated in adult education courses, of which three hundred and fifteen adults were enrolled in certificate programs. Shawsheen's comprehensive adult education program is the fifth largest in the Commonwealth of Massachusetts. Two hundred junior high school students participated in the after school Career Exploration program funded by a grant from the federal government.

Two hundred seniors graduated in 1995. Ninety three percent of the graduating class either acquired jobs in their chosen profession or pursued higher education. Four percent of the seniors joined the armed services. Shawsheen's excellent graduation placement statistics continued to be amongst the very best in Massachusetts.

Thirteen area colleges have developed articulation agreements with Shawsheen Valley Technical granting students college credit for the work completed during high school. Known as the "Tech Prep" program, this unique approach in developing career paths for students while in high school, maximizing student interest to obtain advanced degrees in emerging technical areas, assures students a career educational path that is both relevant and rewarding. Industry leaders and educational professionals from throughout the United States have applauded Shawsheen Valley Technical's Tech Prep program and have emulated it throughout the nation.

Committed to Student Interest

Ninth graders begin their high school years as inquisitive children and leave our institution as aspiring adults. We are committed to provide a nurturing and challenging high school experience second to none. Upon entering, students spend every other week experiencing and exploring fourteen different vocational/technical professions. With nineteen different programs to select, parents and students select fourteen of nineteen areas they are scheduled to explore. Students spend alternate weeks in academic classes. By eliminating study halls and providing a challenging eight period school day, students can acquire

all carnegie unit requirements for entrance into any college of their choice.

By April of their Freshmen year, students select a vocational/technical profession they will major in for the next three and a quarter years. If they select plumbing or electrical they will earn their fifteen hundred hours toward a journeyman's license prior to graduating from high school. If they select Cosmetology they will acquire the thousand hours during high school needed to take the state examination. Program offering range from Health Careers to Electronics to Telecommunications to Culinary Arts to Graphic Arts to Welding, and the public is invited to contact our Guidance Department at (508) 667-2111 for a catalog of our diverse program offerings.

In the Fall of their senior year many students begin employment with local companies during their shop week as apprentices or co-op placements. Over two hundred and fifty area company business persons serve on Shawsheen's Craft Advisory Committees ensuring our curriculum, content, and technology is up to date. Meeting twice each year with Shawsheen administrators, these local business persons are amongst the first to hire graduates from programs they had a part in developing.

A 1992 graduate of Shawsheen Valley Technical was Christopher Botte of Wilmington. He majored in Electrical, secured fifteen hundred hours towards his journeyman's license prior to graduating from Shawsheen Tech, and last year received the Presidents Award from Suffolk University as the college sophomore with the highest academic grade point average. While at Shawsheen Christopher's math courses included Algebra I & II, Geometry, Trigonometry, and Calculus. His Science courses consisted of three laboratory courses; Biology, Chemistry, and Physics.

Shawsheen students participate in a wide variety of extracurricular activities. From the Honor Society to the School Play to Vocational Clubs of America Competitions against other vocational/technical schools in district, state, and national competitions, Shawsheen's commitment to providing a wide range of activities for student development extends well beyond the classroom or athletic field. During the past school year over four hundred and eighty Shawsheen students participated in interscholastic athletics and captured Commonwealth Athletic Conference championships in Football, Soccer, Cross Country, and Baseball. The Volleyball, Cross Country, Soccer, Boys Basketball,Girls Basketball, Ice Hockey, Softball, and Baseball Teams all qualified for state tournament play.

Special Activities in 1995

Many activities took place during 1995 which deserve special recognition:

- Shawsheen initiated a comprehensive five year capital budgeting plan making significant changes in its data processing administrative functions and investing necessary dollars in new technology. The VAX 3300-3400 computer was replaced with Compac ProSigna server for administrative systems. This allowed implementation of a new fund accounting system and new payroll system. A Ethernet PC network was installed into all the offices.

- A direct T1 line and Pentium server was installed for direct access to the Internet. Over seventy five teachers were trained on use of the Internet and all administrative and guidance offices were hooked up to the Internet. New computer labs with direct access to the Internet were installed in the Library, the Telecommunications/Computer Science Shop, and the Business Technology.

- New Power Macintosh labs were installed in the Technical Illustration Shop and in Graphic Arts.

- Software improvements included: Implementing Microsoft Office Professional for word processing, spreadsheet, and presentation software needs; Implemented HP Open View network management system; Switched many of our Windows 3.1 work stations to Windows 95; Implemented Netmanage's Chameleon Software suite of 40 Internet applications such as mail and calendar management; Implemented Netscape World Wide Web browsing software.

- Shawsheen Valley Technical initiated a registered domain on the Internet as **Shawsheen.tec.ma.us**

- Initiated a new shop entitled Telecommunications/ Computer Science replacing Data Processing. Area companies including Bay Networks of Billerica are working in partnership with Shawsheen to ensure curriculum offerings are both relevant and challenging.

- Examined its Math, Science, and Language Arts Curriculums to insure compliance with Curriculum Framework requirements imposed by Educational Reform state wide initiative.

- The Shawsheen Adult Technical Institute gradu-

ated its first Licensed Practical Nursing Class. Thirty four of the thirty five graduates successfully passed the state exam and all graduates secured jobs in the health industry at an average starting salary of $16.50 per hour. This tuition program, at no cost to member towns, is a prime example of a school to work program benefiting both the needs of our citizens and the business community. Lahey Clinic of Burlington received the annual "Kenneth L. Buffum Award" as the employer which had the highest employment of Shawsheen graduates. Shawsheen Valley Technical and Lahey Clinic developed a unique program to cross train medical assistants and medical secretaries. Staff from Lahey and students from Shawsheen were co-trained by staff members from both institutions for this new Clinical Technicians Certification.

- Examples of the numerous community projects completed by Shawsheen students are as follows: Electrical and plumbing students assisted in the renovation of the Wilmington Community Resource Center in Wilmington in cooperation with Winchester Hospital and Wilmington Town Officials; Masonry students built an extension to the Wilmington Fire Department and constructed the base for the town sign erected on the Burlington Town Common; Carpentry students constructed information and display booths used at Billerica's Yankee Doodle Celebration, installed shelving at the offices for the Billerica Board of Health, and constructed park benches for the Billerica Library; Graphic Arts students printed numerous materials for civic and charitable organizations. Each project request is evaluated individually and its acceptance as a school project is based on whether it will meet our educational objectives. All expenses for projects, such as supplies and materials, are borne by those requesting the project. Groups or citizens interested in eligibility requirements should contact Mr. Anthony Bazzinotti, Director of Vocational/ Technical Programs, at 508-667-2111 x 143.

- Mr. Robert Sheehy, an English Teacher serving Shawsheen Valley Technical students with compassion and dignity died unexpectedly during the summer of 1995. He began his service at Shawsheen Valley Technical in 1980. Students lost a great teacher and his colleagues have lost a dear friend.

Conclusion

Shawsheen Tech's continued success is a direct result of the support received from District Town Administrators, Boards of Selectmen, Finance Committees, Town Meetings, and citizens. We very much appreciate their cooperation and support.

SEWER EXTENSION COMMISSION

Honorable Board of Selectmen,

The Sewer Extension Committee hereby submits its 1995 Annual Report to the Town.

The Sewer Extension Committee is composed of five (5) members, who are appointed by the Town Administrator, Robert A. Mercier. This committee has the sole responsibility of planning and directing all the town's lateral sewers.

The Sewer Extension Committee held several public hearings during the year of 1995. Discussions were held in regards to funding and future planning of the overall town's sewer system.

As a committee, and particularly as individuals, we recognize and understand the needs and concerns of all the residents of the town.

The Sewer Extension Committee would like to express our appreciation to our clerk, Brenda Grant, and to thank her for the high level of professionalism that she has demonstrated throughout the year.

We would, also, like to thank Mr. Richard Bento, Department of Public Works Director, the Board of Health and Director, John Morris, for their expertise, cooperation and dedication to our committee.

Respectfully submitted,

John F. Gray, Jr., Chairman

STREET ACCEPTANCE AND DISCONTINUANCE COMMITTEE

The Street Acceptance and Discontinuance Committee submits the following report for 1995.

The results of the Spring and Fall Town Meeting votes were as follows:

Spring Town Meeting:

Article 45 - Voted to accept Ash Tree Lane.
Article 46 - Voted to accept Ricca Farm Road.
Article 47 - Voted to accept Stonehedge Circle
Article 48 - Voted to accept Hardwood Drive
Article 50 - Voted to discontinue Pillsbury Road

Fall Town Meeting:

Article 54 Voted to accept Timbercreek Lane
Article 52 - Voted to discontinue a section of Beech Street
Article 53 - Voted to discontinue a section of Thorndike Street

Respectfully submitted,

Arthur L. Doyle
Chairman

TREASURER/COLLECTOR'S OFFICE

FISCAL YEAR 1995

TOWN OF BILLERICA
RECONCILIATION OF TREASURER'S
CASH - FISCAL YEAR ENDED JUNE 30, 1995

Treasurer's Cash Balance July 1, 1994	8,039,887.33
General Cash Receipts	84,426,320.97
Accounts Payable & Payroll	(81,168,160.43)
Treasurer's Cash Balance June 30, 1995	11,298,047.87

LOCATION OF CASH ON HAND - JUNE 30, 1995

Institution	# of Accounts	Balance
Baybank	1	70,116.04
Boston Safe	1	4,270,467.49
Mass. Municipal Depository Trust	1	165,881.94
Shawmut Bank	7	6,549,779.97
Assorted Bonds	19	241,320.25
Cash in Office	1	482.18
	30	11,298,047.87

TRUST FUND BALANCES AS OF 06/30/95

Fund	Principal	Interest
Fox Hill Cemetery	509,860.00	17,116.50
North Cemetery	21,903.00	1,095.95
South Cemetery	1,095.00	54.78
Jobe Hill	375.00	18.76
Fox Hill Thompson I	24,673.64	1,234.96
North Cemetery Faulkner	13,026.92	652.02
Fox Hill Thompson II	3,510.68	173.24
Gray Fund	6,789.49	917.42
Colby	949.89	6.09
Total Cemetery Funds	582,183.62	21,269.72
Bowers Fund	134,812.48	15,655.81
Eliot Fund	10,281.69	2,743.00
Overseers of the Poor	15,469.82	1,872.68
Total Funds for the Poor	160,653.91	20,271.49
Kholrauch Playground	18,789.57	1,665.56
Library Fund	10,828.20	-8,730.97
Faulkner library	2,976.56	205.49
Sheerin Memorial	4,064.39	1,086.63
Total Library Funds	17,864.15	-7,438.85

Fund	Principal	Interest
Kent School Fund	4,345.47	861.47
Water Trough Fund	73.81	19.69
Jenkins Fountain	54.50	14.55
Common Seat	42.71	11.41
Total Maintenance Funds	171.02	45.65
Scholarship Foundation	25,168.51	2,231.05
Lutheran Church	15,000.00	4,706.50
League of Women Voters	1,672.68	71.08
Krau Family	1,400.00	213.67
Billerica Arts & Crafts	2,305.00	194.47
Lisa Tammaro Memorial Fund	11,600.00	1,509.47
Cabot Corporation	5,257.00	524.76
Phil Hefferman Memorial Fund	7,523.36	638.10
Locke Middle School	2,000.00	9.19
Total Town Scholarship Funds	71,926.55	10,098.29
Other Funds:		
Kohlrauch Scholarship	74,321.05	7,306.07
Abbot Singing Fund	2,433.34	649.21
Museum Fund	3,175.00	680.59
Total Trust Funds	935,863.68	55,409.20

SCHEDULE OF TAXES RECEIVABLE
YEAR ENDED JUNE 30, 1995

Year	Real Estate	Personal Property	Motor Vehicle
1981	8,385.25	5,375.63	0.00
1982	78,886.68	23,980.78	0.00
1983	94,462.16	15,995.00	0.00
1984	131,719.92	12,592.12	0.00
1985	91,789.89	9,819.80	0.00
1986	58,524.60	9,580.57	74,533.72
1987	39,819.52	8,768.26	96,062.67
1988	54,761.83	31,653.59	129,022.63
1989	61,590.09	34,510.21	191,722.04
1990	93,859.95	52,459.85	116,712.94
1991	9,221.75	64,364.21	73,944.27
1992	50,478.22	50,660.62	58,176.05
1993	4,310.76	91,595.28	61,700.36
1994	237,740.56	114,670.38	164,061.09
1995	1,571,101.69	62,673.56	262,067.72
	2,586,652.87	588,699.86	1,228,003.49

Treasurer/Collector's Office Personnel:
David A Genereux - Treasurer/Collector
Kelly Meehan - Assistant Treasurer
Shirley Bedrick - Assistant Collector
Bonnie McDonough - Systems Administrator
Janice Metivier
Denise Dembrowski
Michelle Surette
Diane Maniache
Pat Catazone
Virginia Picardi

Respectfully submitted,

David A. Genereux

VETERANS SERVICES

The Department of Veterans' Services presents this as its Annual Report for 1995.

The conditions in the Merrimack Valley have improved slightly and we continue to get inquiries as to what benefits are available.

The Department of Veterans' Services has been very active in providing direct assistance for those eligible Veterans/Widows and dependents of Veterans. We also have inquired about benefits from other agencies i.e. Veterans Affairs, Department of Employment and Training, Department of Public Welfare, Bowers Fund, Good Neighbor Fund and the Society of St. Vincent DePaul. We have retained Power of Attorney on 35 cases with the office of Veterans Affairs.

Our Adopt A Square program is progressing. We have had many residents, clubs and businesses adopt a Memorial. This is a beautification program of our Memorials located throughout the Town. If you are interested in this program and would like further information call this office at 671-0968.

The Emergency Fuel program began for new applicants on November 1st. In the month of October applications were mailed to those who participated the previous year. As of this writing we have processed 161 applications with a dollar value of $69,230. This year the program has been extended to May 10 ,1996.

Another year has passed and the Billerica Food Pantry is still in business. Presently we have on file 350 eligible Billerica families. Our Christmas program Claus with a Cause was a huge success. Because of the generosity of many companies, individuals and organizations we were able to provide 223 Billerica children with Christmas presents. Our special thanks to those members of Access TV for their hard work and dedication to make our TV Auction the success that it was.

I would like to take this opportunity to thank the Town Administrator, Board of Selectmen, School Department, Shawsheen Tech and all other Town Departments for their help throughout the year.

Respectfully submitted,

Kenneth L. Buffum, Director

TOWN MEETING WARRANT ACTION COMMITTEE

The Town Meeting Warrant Action committee continues to report on warrant article status at the beginning of the Spring and Fall Town Meetings. Copies of these reports are in the Minutes of each Town Meeting.

The committee was reorganized by the provisions of Article # 43 of the 1995 Spring Town Meeting. Appointments by the Town Moderator, Maureen Sullivan were for a three year term, Bernie Hoar, Chair; for a two year term, Nancy Smith, Vice-Chair; and for a one year term, Susan Moreira, secretary. The new Finance Committee appointee is Joseph LeBlanc and the Town Administration representative is Evelyn Haines.

Respectfully submitted,

Town Meeting Warrant Action Committee

WATER/SEWER DISTRICT STUDY COMMITTEE

The Water/Sewer District Study Committee made its final report and recommendations at the 1995 Fall Town Meeting. Warrant Article #51 was submitted recommending the establishment of an Enterprise Fund for the Water and Sewer Department operation and organization.

In the Final Report, the committee listed the reasons for its recommendation and both the warrant article and report are part of the 1995 Fall Town Meeting minutes.

The Warrant Article was defeated and the committee dissolved with the Town Meeting note of appreciation. Further to this action, The Town Administrator has promoted the establishment of an Enterprise Fund for future operation of the Sewer Program of Billerica.

The committee was comprised of elected members from each precinct and one appointment of the Board of Selectmen. They were Chair Bernie Hoar, Pct. 8; Vice-chair Larry Norman, Pct. 3 Secretary; Chris Blake, Pct. 10; Barbara Norman, Pct. 1; Brad O'Neill, Pct. 2; George Noel, Pct. 4; Lillie Ralston, Pct. 5; Malcolm McDowell, Pct. 6; David Delorey, Pct. 7; Elaine Horlink, Pct. 9; and Board of Selectmen Appointee John Gray, Jr.

Respectfully submitted,

Water/Sewer District Study Committee

WEIGHTS AND MEASURES DEPARTMENT

It may sound like a broken record, but 1995 has been a Banner Year for the Weights and Measures Department. More weighing and measuring devices were inspected and more funds collected and turned in to the Town Treasurer than any year in the past. This fact may indicate that the economy is on a rebound.

The following is a breakdown of those units that were tested during the 1995 Calendar Year:

Scales 0 to 10 lbs.	15
Scales over 10 lbs. but less than 100 lbs.	112
Scales over 100 lbs. but less than 1,000 lbs.	4
Diesel and gasoline dispensers	272
All other weighing and measuring devices	103

The above figures represent a 10% increase in the number of units tested this year over the number tested last year.

A total of $2,920.00 in fees were collected; this amount represents a 4% increase over those fees collected last year.

I would like to thank all the people in the various departments of the Town that have continued to assist this Department.

Respectfully submitted,

Alfred D. Laing
SEALER

MUNICIPAL TELEPHONE NUMBERS

EMERGENCY NUMBERS

EMERGENCY	**9-1-1**
POLICE	**667-1212**
All other purposes	**671-0900**
AMBULANCE	**667-1212**
FIRE	**663-3433**
All other purposes	**671-0941**
POISON CONTROL	**1-800-682-9211**

TOWN OFFICES

Appeals Board	671-0964
Assessors Office	671-0971
Billerica Housing Authority	667-2175
Billerica Municipal Employee Credit Union	667-2434
Building Department	
Building Commissioner	671-0959
Plumbing Inspector	671-0960
Wiring Inspector	671-0961
Zoning Officer	671-0959
Cemetery Department Andover Road	
Superintendent	671-0946
Secretary's Office	671-0946
Civil Defense	671-0917
Conservation Commission	671-0966
Council on Aging	671-0916
Dog Pound (between 3-4 p.m.)	671-0909
Election and Voter Registration:	
Board of Registrars	671-0926
Health Department:	
Board of Health	671-0931
Public Health Nurses	671-0932
Milk Inspector	671-0931
Library	671-0948
Personnel Board	671-0939
Planning Board	671-0962
Public Works Department:	
Superintendent	671-0951
Chemist	671-0954
Engineer	671-0955
Highway	671-0952
Sewers	671-0956
Water	671-0954
Water Billing and Treatment	671-0954
Tree and Moth	671-0951
Recreation	671-0921
School Department:	
Administration Building	436-9500
Superintendent	436-9500
Connecting all schools	436-9300
Diston School	
Dutile School	
Hajjar School	
Kennedy School	
Locke Middle School	
Marshall Middle School	
Memorial High School	
New Addition	
Ice Pavilion	
Parker School	
Vining School	
Shawsheen Valley Tech	667-2111
Sealer of Weights and Measures	272-0721
Selectmen, Town Adm.	671-0942
Sewer Commission	671-0957
State Welfare Office, Middle Street, Lowell	454-8061
Asst. Tax Collector	671-0920
Town Accountant	671-0922
Town Clerk	671-0924
Certificates: Births, Deaths, Marriagel, Uniform Comm. Code Licenses: dog, Marriages, Hunting, Fishing ,etc.	671-0924
Town Hall Custodian	671-0942
Town Treasurer/Collector	671-0928
Parking Clerk	671-0928
Tax Title	671-0928
Veteran's Service	671-0968